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NATIONAL BUREAU OF STANDARDS 1963-A



**NATIONAL ARCHIVES MICROFILM PUBLICATIONS**

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APPLICATIONS FOR ENROLLMENT OF THE  
COMMISSION TO THE FIVE CIVILIZED TRIBES  
1898 - 1914

roll 8

Choctaw by Blood 1456 - 1685

**THE NATIONAL ARCHIVES  
NATIONAL ARCHIVES AND RECORDS SERVICE  
GENERAL SERVICES ADMINISTRATION**

**WASHINGTON: 1983**

1456

Thomas C. Crowder et al

Choe

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Thomas C. Crowder  
as a citizen by blood of the Choctaw Nation; being sworn and ex-  
amined by Commissioner McKennon, he testifies as follows:

Q Your name is Thomas C. Crowder? A Yes sir.

Q You are how old? A Fifty-four I reckon, I don't exactly  
know my age.

Q How long have you been residing in the Choctaw Nation?

A All my life; never went out of it only to trade.

Q Were you born here? A Born in Mississippi in the Choctaw  
Nation.

Q When did you come here? A When the last of the Choctaws  
came; I was so small though I don't recollect anything about it  
much; old man Dick does though; he is my brother.

Q How long have you been recognized as a citizen of the Choctaw  
Nation? A Recognized as a citizen- my father and mother was-  
that is, my mother was, so they tell me, in Mississippi.

Q I mean here? A Recognized always; always voted and held  
all kinds of offices and drew all payments until the last payment;  
I reckon that was prejudice that we was cut out of it, that is  
what they tell me. Never have been cut out of our votes, drew  
all annuities that has ever been paid until the last payment.

Q That is the Lease District? A Yes sir.

Department of the Interior,  
Commission to the Five Civilized Tribes.

I hereby certify, upon my official oath as  
stenographer to above named Commission, that this  
transcript is a true, full and correct translation of  
my stenographic notes.

*M. D. Green*

7-1456

32

IN RE  
THE DEATH OF

Silva Crowder

a citizen of the

Choctaw

Nation

Approved

1990

Commissioner

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Silva Crowder  
(Here insert name of deceased.)  
a citizen of the Choctaw Nation, who formerly resided at or near  
Crowder Ind. Ter., and died on the \_\_\_\_\_ day of  
(Here insert name of postoffice.)  
April, 1902.

## AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, }  
INDIAN TERRITORY, }  
Central District. }

I, William J. Crowder, on oath state that I am 55  
years of age and a citizen, by blood, of the Choctaw Nation;  
that my post office address is Crowder, Ind. Ter.; that I am  
(Here insert name of post office.)  
brother-in-law of Silva Crowder,  
(State relationship: the father, son, uncle, a cousin, etc.) (Here insert name of deceased.)

who was a citizen, by blood, of the Choctaw Nation;  
and that said Silva Crowder died on the \_\_\_\_\_ day of  
(Here insert name of deceased.)

April, 1902.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

J. D. Warriner  
Wm. A. Summ

Subscribed and sworn to before me this

5 day of December 1902  
W. H. Hirsten  
his  
mark

Notary Public.

## AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, }  
INDIAN TERRITORY, }  
District. }

I, Eli Crowder, on oath state that I am 25  
years of age, and a citizen, by blood, of the Choctaw Nation;  
that my post office address is Crowder Ind. Ter.;  
(Here insert name of post office.)  
that I was personally acquainted with Silva Crowder,  
(Here insert name of deceased.)  
who was a citizen, by blood, of the Choctaw Nation;  
and that said Silva Crowder died on the \_\_\_\_\_ day of  
(Here insert name of deceased.)

April, 1902.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

J. D. Warriner  
Wm. A. Summ

Subscribed and sworn to before me this

5 day of December 1902  
W. H. Hirsten  
his  
mark

Notary Public.

7-1456 INDEXED

32

IN RE  
THE DEATH OF

*Silva Crowder*

a citizen of the

*Choctaw*

Nation.

Approved

DEC 6 1902

1902

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE UN-CIVILIZED TRIBES,

FILED

DEC 6 1902

ACTING CHAIRMAN.

CHOCTAW. #1456.



# DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Silva Crowder  
(Here insert name of deceased.)  
 a citizen of the Choctaw Nation, who formerly resided at or near  
Crowder, Ind. Ter., and died on the 17 day of  
April, 1902.  
(Here insert name of postoffice.)

### AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District. }

I, J. H. Wallace, on oath state that I am 36  
 years of age and a citizen, of the United States Nation;  
 that my post office address is Crowder, Ind. Ter.; that I am  
Son-in-law of Silva Crowder,  
(State relationship as the father, an uncle, a cousin, etc.) (Here insert name of deceased.)  
 who was a citizen, by blood, of the Choctaw Nation;  
 and that said Silva Crowder died on the 17 day of  
April, 1902.  
(Here insert name of deceased.)

WITNESSES TO MARK: J. H. Wallace  
M. L. Hays  
H. G. Hains  
(Must be Two Witnesses.)

Subscribed and sworn to before me this 3 day of December, 1902.  
H. C. Hester  
 Notary Public.

### AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District. }

I, John Hunt, on oath state that I am 50  
 years of age, and a citizen, by Adoption, of the Choctaw Nation;  
 that my post office address is Crowder, Ind. Ter.;  
(Here insert name and post office.)  
 that I was personally acquainted with Silva Crowder,  
(Here insert name of deceased.)  
 who was a citizen, by blood, of the Choctaw Nation;  
 and that said Silva Crowder died on the 17 day of  
April, 1902.  
(Here insert name of deceased.)

WITNESSES TO MARK: John Hunt  
(Must be Two Witnesses.)  
 Subscribed and sworn to before me this 3 day of December, 1902.  
H. C. Hester  
 Notary Public.

Muskogee, Indian Territory, July 18, 1901.

Mr. Clay Crowder,

Elmore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 29th of June, addressed to the Honorable Secretary of the Interior, Washington, D. C., and by him referred to this Commission for consideration and appropriate action.

In your letter you desire information relative to persons admitted to citizenship in the Choctaw and Chickasaw Nations by judgments of the United States Court in Indian Territory; whether they will be allotted lands in the Choctaw Nation, and if a citizen by blood has a right to dispossess them and take the land they are holding.

Replying to your inquiries you are informed that the Commission now has listed for enrollment numerous persons who have been admitted to such citizenship by judgment of the United States Court in Indian Territory, on appeal from the decisions of this Commission and of the Choctaw and Chickasaw tribal authorities, under the provisions of the act of Congress of June 10, 1896.

The Choctaw and Chickasaw Nations are now protesting to and contesting the final rights to enrollment of persons so admitted



C. C.--2.

to citizenship on the theory that the original action was instituted only against one of the Nations, while property rights affected was the joint interest of the Choctaw and Chickasaw Nations, and for this reason such judgments are null and void.

It is impossible for us to inform you as to any final adjudication or disposition of this question, but pending any definite action thereon this Commission will recognize the judgments of the United States Court as being in force.

As to the dispossession of holdings in the Choctaw and Chickasaw Nations, we cannot at this time render you any opinion. Controversies relative to the possession of certain tracts of land in the Choctaw and Chickasaw Nations is a matter that will receive the consideration and attention of a land office when such is established in the Choctaw-Chickasaw country for the purpose of allowing citizens of these two Nations to make selections of and file upon their prospective allotments. It is impossible to inform you as to the likelihood of the establishment of such an office for the reason that the classification and appraisal of the lands of the Choctaw and Chickasaw Nations have not been completed, nor has any final roll of citizenship yet been completed and submitted to the Secretary of the Interior for his approval.

Yours truly,

Choctaw 1456

Muskogee, Indian Territory , July 8, 1902.

Thomas Croder,

Stringtown, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 28, 1902, in which you state that you have married a white woman and desire to be informed how to have her enrolled.

You are advised that the rules and regulations of this Commission and of the Secretary of the Interior require that applicants for enrollment as citizens by intermarriage of the Choctaw Nation must present themselves in person before the Commission for the purpose of examination under oath.

If your wife desires to make application for enrollment as an intermarried citizen of the Choctaw Nation, she will be heard upon her personal appearance at the office of the Commission at Muskogee, Indian Territory, at any time prior to a date to be fixed or agreed upon termination the time within which the Commission can receive applications of this character. In view of the probability of some such date being fixed or agreed upon in the near future, it is advisable if your wife anticipates making such application, that she do so as early as practicable.

Yours truly,

Acting Chairman.

Muskogee, Indian Territory, September 27, 1902.

Thomas Croder,  
Stringtown, Indian Territory,

Dear Sir:

On June 26, 1902, you notified the Commission that you had married a white woman and desired to have her enrolled as an inter-married citizen of the Choctaw Nation.

You are requested to inform the Commission if you are the Thomas C. Crowder who was listed for enrollment as a citizen of the Choctaw Nation on May 9, 1899, together with your wife, Silva, and your children, Green, Emma and Clay Crowder. If you are that Thomas C. Crowder, kindly inform the Commission if your former wife, Silva, is dead and if so, kindly fill out and return the enclosed blank for proof of death.

If you are the Thomas C. Crowder referred to and your former wife, Silva, is not dead, you are requested to inform the Commission if you have been divorced from her and, if so, what is her present name. Kindly give this matter your early attention.

An envelope for your reply is enclosed herewith, which requires no postage.

Respectfully,

D.C.  
Env.

Acting Chairman.

COPY

D. C. No. 18721-1902

Stringtown, I. T. Oct 17, 1902

Commission to the five Civilized Tribes

Muskogee, I. T.

Gentlemen:

Replying to your letter of September 27.

The Thomas C. Crowder refered to is my uncle. I  
appeared for registration at Durant and at that time was not married.

I was regestered as Thompson Crowder which is my  
correct name.

Yours respectfully,

Thompson Crowder.



Muskogee, Indian Territory July 7, 1903.

S. L. Bonham,

Crowder, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 3, in which you state that Green Crowder, a citizen by blood of the Choctaw Nation, was in May 1902 married according to the Choctaw law to Mary Allen, but that through ignorance no application has ever been made to this Commission for the enrollment of Mary Crowder, nee Allen, as an intermarried citizen of the Choctaw Nation. You therefore wish to be informed if there is any way by which she may now be enrolled.

In reply to your letter you are informed that it does not appear from the records of this office that any application has been made to this Commission by or on behalf of Mary Crowder, wife of Green Crowder, for enrollment as an intermarried citizen of the Choctaw Nation. Under the provisions of the act of Congress of July 1, 1902, which was ratified by the Choctaw and Chickasaw Nations September 25, 1902, this Commission is now without authority to receive or consider any original application for enrollment in the Choctaw Nation.

It appears from our records that Green Crowder, son of

S. L. B-2

Thomas C. and Silvia Crowder, has been enrolled by this Commission as a citizen by blood of the Choctaw Nation and on December 12, 1902 his enrollment was approved by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

Choctaw 1456.

Muskogee, Indian Territory, August 17, 1903.

S. L. Bonham,

Crowder City, Indian Territory.

Dear Sir:

Your letter of July 28, 1903, addressed to the Secretary of the Interior, has been by him referred to this Commission for consideration and appropriate action.

You ask therein concerning the rights to enrollment of the wife of Green Crowder, and in reply to same you are informed that the Commission can give you no further information in this matter than was contained in its communication of July 7, 1903.

Respectfully,

Commissioner in Charge.



7-1456

Muskogee, Indian Territory, April 3, 1906.

Armstrong & Hunter,

Attorneys at Law,

Boswell, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of your letter of March 30, 1906, transmitting a sworn statement of Mary A. Crowder which you submit as an application for her enrollment as an intermarried citizen of the Choctaw Nation if none has been filed heretofore.

In reply to your letter you are advised that under existing legislation there is no authority for the reception of original applications for enrollment in the Choctaw and Chickasaw Nations and it does not appear from the records of this office that application was made for the enrollment of Mary A. Crowder within the time provided by the act of Congress approved July 1, 1902.

Respectfully,

Acting Commissioner.

Choctaw 1456

Muskogee, Indian Territory, November 14, 1903.

Thomas Crowder,

Crowder, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of November 8, in which you state that your daughter, Emley Crowder, was married to W. S. Boling with whom she lived one year; that she died on February 7, 1903, and subsequently her child died. You state that her husband is now trying to select her allotment, and you ask to be advised as to who are her heirs and who will be permitted to make application for her allotment.

In reply to your letter you are advised that Emma Crowder, daughter of Thomas C. and Silva Crowder, has been enrolled by this Commission as a citizen by blood of the Choctaw Nation and on December 12, 1903, her enrollment was approved by the Secretary of the Interior.

Relative to the selection of her allotment, your attention is invited to the following provision of the act of Congress of July 1, 1902, which was ratified by the Choctaw and Chickasaw Nations on September 25, 1902:

T C 2

"If any person whose name appears upon the rolls, prepared as herein provided, shall have died subsequent to the ratification of this agreement and before receiving his allotment of land the lands to which such person would have been entitled if living shall be allotted in his name, and shall, together with his proportionate share of other tribal property, descend to his heirs according to the laws of descent and distribution as provided in chapter forty-nine of Mansfield's Digest of the Statutes of Arkansas: Provided, That the allotment thus to be made shall be selected by a duly appointed administrator or executor. If, however, such administrator or executor be not duly and expeditiously appointed, or fails to act promptly when appointed, or for any other cause such selection be not so made within a reasonable and practicable time, the Commission to the Five Civilized Tribes shall designate the lands thus to be allotted."

Respectfully,

Chairman.

Choctaw 1456

Muskogee, Indian Territory, February 6, 1904.

Thomas Crowder,

Crowder, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of January 25, giving information relative to your enrollment and the names of your children, and from this information it is believed that you are enrolled by the Commission as Thomas C. Crowder, together with your children, Green, Emma and Clay Crowder, and that your enrollment as citizens by blood of the Choctaw Nation has been approved by the Secretary of the Interior.

If you are not the Thomas C. Crowder, who is referred to above, and will so advise the Commission, the matter of your inquiry will receive further consideration.

Respectfully,

Commissioner in Charge

7-1456  
7-1501  
7-1570  
7-5650

Muskogee, Indian Territory, September 18, 1906.

S. E. Barker,

Boswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of September 9, 1906, asking the status of your application for enrollment as an intermarried citizen of the Choctaw Nation; you also ask if the name of Dora Wallace, daughter of J. M. and Fannie Wallace is on the 1893 leased district payment roll; you further ask the status of the application for the enrollment of Lizzie Allen, who was married to Golden Crowder, March 29, 1902; Mary Allen who was married to Green Crowder May 29, 1902 and Lucy McCreary who was married to George Crowder January 8, 1905.

In reply you are advised that it does not appear from the records of this office that applications have been made by or behalf of S. E. Barker, Lucy Crowder and Mary Crowder for enrollment as intermarried citizens of the Choctaw Nation and in this connection your attention is invited to the following provision of the Act of Congress approved April 26, 1906:

"That after the approval of this Act no person shall be enrolled as a citizen or freedman of the Choctaw, Chickasaw, Cherokee, Creek, or Seminole tribes of Indians in the Indian Territory, except as herein otherwise provided, unless application for enrollment was

made prior to December first, nineteen hundred and five, and the records in charge of the Commissioner to the Five Civilized Tribes shall be conclusive evidence as to the fact of such application; and no motion to reopen or reconsider any citizenship case, in any of said tribes, shall be entertained unless filed with the Commissioner to the Five Civilized Tribes within sixty days after the date of the order or decision sought to be reconsidered except as to decisions made prior to the passage of this Act, in which cases such motion shall be made within sixty days after the passage of this Act: Provided, That the Secretary of the Interior may enroll persons whose names appear upon any of the tribal rolls and for whom the records in charge of the Commissioner to the Five Civilized Tribes show application was made prior to December first, nineteen hundred and five, and which was not allowed solely because not made within the time prescribed by law."

Seemingly, the provision of law above quoted is determinate as to their alleged claim to enrollment as citizens of the Choctaw Nation. If, however, they still desire to appear before the Commissioner at his office in Muskogee, Indian Territory, they may do so on any date within a reasonable time, when sufficient testimony will be taken for the purpose of establishing whether any application of any character was made for their enrollment as citizens of the Choctaw Nation, within the time provided by law.

Referring to the right of Lucy L. Crowder who was married to George Crowder January 8, 1905, you are advised that under the act of Congress approved July 1, 1902, no person who married a citizen of the Choctaw or Chickasaw Nation subsequent to September 25, 1902, the date of the ratification of said act, is entitled to enrollment and allotment as an intermarried citizen of either of said

S. E. B. #3

nations.

You are further advised that the name of Dora Wallace is not found on the 1893 leased district payment roll of citizens of the Choctaw Nation in this office and from her age as given at the time application was made for her enrollment it would appear that she was not born until sometime during the year 1893.

Respectfully,

Commissioner.

1457

Lee W. Ratliff et al

Choc

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DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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Record in the matter of the application for enrollment as  
a citizen by intermarriage of the Choctaw Nation of-

LEE W. RATLIFF, 7-1457.  
-----

Licence and Marriage  
Certificate of Mr  
L. B. Kalliff.

Recorded in book  
No 8 on page 436.

Wilson Jones  
Secy.

OFFICE OF

S. L. BACON,  
COUNTY AND PROBATE CLERK,  
K. C. C. N.

Goodland, Ind. Ter.

18.....

I have been duly sworn and qualified  
in the office of County and Probate Clerk  
for the County of Goodland, Kansas  
for a term of years to commence on the 1st day of  
January 1890 and to continue until the 1st day of  
January 1891. I have also been sworn and qualified  
as a Justice of the Peace for the County of Goodland,  
Kansas, for a term of years to commence on the 1st day of  
January 1890 and to continue until the 1st day of  
January 1891.

In witness whereof I have hereunto set my hand and seal  
at Goodland, Ind. Ter., this 1st day of January  
A.D. 1890  
S. L. Bacon  
County and Probate Clerk  
Goodland, Ind. Ter.

This is to  
certif that i have  
this day joined  
together in matrimony  
Eliza L W Raliff  
to Miss Sophia Spring

Daniel Miller  
Minister of the Gospel  
January 8 1807

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 1st, 1902.

Lee W. Ratliff.  
Choctaw 1457  
Intermarried

-----cOo-----

In the matter of the application of Lee W. Ratliff for enrollment as an intermarried citizen of the Choctaw Nation.

Lee W. Ratliff being first duly sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Lee W. Ratliff.  
Q How old are you? A I will be forty years old the 19th of this month.  
Q What is your post office address? A Hugo.  
Q How long have you been a resident of the Choctaw Nation?  
A I have been a resident since 1889, about thirteen or fourteen years.  
Q Have you lived here continuously for that length of time?  
A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim?  
A Sophie Spring.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have her rights ever been disputed? A No sir.  
Q When were you married to Sophie Spring? A In 1890.  
Q Where was this marriage ceremony performed? A Near Goodland, at her father's place.  
Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you married in accordance with the Choctaw tribal law?  
A Yes sir, I suppose so. I got my license from the county clerk.  
Q How much did you pay for that license? A Why, I paid the county clerk \$15 for \$100 worth of county scrip; scrip was going at fifteen cents on the dollar; I give him the money and he performed the marriage ceremony.  
Q Who performed the ceremony? A Daniel Miller, minister of the gospel.  
Q Were you ever married before your marriage to Sophie Spring?  
A No sir.  
Q Was she ever married before her marriage to you? A No sir.  
Q Since that marriage have you lived together as husband and wife, continuously, up to the present time? A Yes sir.  
Q There has been no separation of any kind whatever? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

Lee W. Ratliff---2

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 1st day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 15<sup>th</sup> day of January, 1903.

*Charles H. Sawyer*

Notary Public.

*Ex*

*5*

LQD

7-1457

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Lee W. Ratliff as a citizen by intermarriage of the Choctaw Nation.

- DECISION -

It appears from the record herein that Lee W. Ratliff, on January 8, 1890, was married in accordance with the laws, customs and usages of the Choctaw Nation to Sophia Ratliff (nee Spring), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4066 upon the lists prepared by this Commission, under the Act of Congress approved July 1, 1902 (32 Stats., 641); of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Lee W. Ratliff should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
Chairman.

  
COMMISSIONER.

  
COMMISSIONER.

Muskogee, Indian Territory,

JUL 23 1903

Choctaw-1457

COPY.

Muskogee, Indian Territory, July 23, 1903.

Lee W. Ratliff,

Hugo, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission, rendered July 23, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*F. D. Needles.*  
Commissioner in Charge.

Registered.

Enc.HQ.29/23



Choctaw-1457

COPY.

Muskogee, Indian Territory, July 23, 1903.

Mansfield, McMurray & Cornish,  
Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered July 20, 1903, granting the application of Lee W. Ratliff, for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

T. D. Woodlee,  
Commissioner in Charge.

Registered.

Enc. HQ. 30/23

1458

George N. Crowder et al

Chou

Nos 1, 5, 6, 7, 8 Granted May 23, 1905

NO 2 Granted

2

George Crowder

Genge Crowder  
by blood

#1404

Charlan

Jeff Gardner

George Crowder,  
et al. vs  
Virginia Nation.

Crowder George

Crowder Louisa

Crowder Joe

Crowder Belzora

Before the Commission to the Five Civilized Tribes:

*Citizenship Choctaw Nation*  
In the matter of the claim of George Crowder and children, for  
enrollment on the roll to be prepared by the Commission above named  
for the Choctaw Nation or Tribe of Indians.

The applicants George Crowder and children would state for their  
claim that they are Choctaw Indians by blood, and that George Crowder  
age is 43 years, and that names and ages of the children will appear  
below, and that he resides in the Choctaw Nation at Jackson I. T.

The applicant states that his father Eli W. Crowder, grew his  
land in Mississippi after the treaty, and afterwards came to the Ter-  
ritory under the Emigratin Agent Stone and Assistan Sam Bridges in  
1848 as will be seen the old records that we do not have in our posses-  
sion, and that his mother was a Choctaw Indian and came with his father  
to the Territory under the same circumstances as named above, the appli-  
cant states that he has always drawn his money in all cases that have  
been paid to the Choctaw Indians untill the payment of 1893 when the  
Lease District money was paid,

The applicant states that he has three children names as follows  
to wit- Louisa Crowder age 6 years, Joe Crowder age 4 years and Belzora  
Crowder age 1 year, and that they are all living and living with him  
and their mother who he was lawfully married to in the year of 1890.

The applicant would ask the Commission to place himself and his  
three children named above on the roll prepared by them for the Cho-  
ctaw citizenship roll, on the evidence submitted herewith.

*(Seal)* *George Crowder*  
Subscribed and sworn to before me on this the 18th day of Aug 1896

*6 off cotton & 8 cents*

*J. J. Rapp*  
*M. P.*

Affidavit of <sup>Mary</sup> ~~Paty~~ Gardner to be read as evidence, before the Commission to the Five Civilized Tribes, in behalf of George Crowder for ~~citizenship~~ <sup>Citizenship of Choctaw Nation</sup> enrollment on the roll to be prepared by the Commission for the Choctaw Nation or Tribe of Indians.

The affiant <sup>Mary</sup> ~~Paty~~ Gardner after first being duly sworn deposes and says that her age is 17 years and that she is a Choctaw Indian by blood and that Post Office is Bennington I.T.

The affiant states that in the year of 1848 she came to the Territory with the applicants father and mother, Eli W. Crowder and Martha Crowder, and they came along as Choctaw Indians and was being emigrated by the United States under the Emigration agent Stone and his assistant Sam Bridges, the Mother of the applicant was always known as an Indian and as I have stated was recognized as such by the United States in Mississippi in the year of 1848 and later after she was brought to this Nation the Choctaws recognized her as a Choctaw citizen.

Mary <sup>her</sup> Gardner  
J. M. M.

Subscribed and sworn to before me on this the 22 day of Aug 1898

W. H. Pittaway  
Notary Public

Liby

Affidavit of Stephen Hubbard to be read as evidence, before the Commission to the Five Civilized Tribes, in behalf of *George Hubbard* and *William Hubbard* *Citizenship Choctaw Nation* for enrollment on the roll to be prepared by the Commission for the Choctaw Nation.

The affiant Stephen Hubbard after first being duly sworn deposes and says that his age is *80* years and that he is a full blood Choctaw Indian and that his Post Office is Jackson I.T.

The affiant states that he knew Eli W. Crowder and wife Martha Crowder, before either he or they left Mississippi, and that they were recognized there as Choctaw Indians by both the Choctaw and United States Government.

And that after they all came here he again met Eli W. Crowder and his Martha Crowder, father and mother of the applicant and they have been recognized by both the Choctaw Nation and the United States Government as Choctaw Indians.

*Heard*  
Subscribed and sworn to before me on this the *24* day of *April* 1900

*Stephen Hubbard*  
*mon*

*J. H. Callaway*  
Notary Public

*- Cohen*

Affidavit of L. Crowder to be read as evidence, before the Commission to the Five Tribes, in behalf of George Crowder and Children's application for enrollment on the Choctaw roll of Citizenship to be prepared by the Commission.

The affiant after first being duly sworn deposes and says that his age is 72 years and that he is a Choctaw Indian by blood and that he is a half brother to the applicant George Crowder and that his Post Office is Jackson I. T.

The affiant further states that the father and mother of the applicant was enrolled in Mississippi in the year of 1848 as Choctaw Indians and emigrated to this the Indian Territory under the Emigrant Agent Stone and his assistant Sam Bridges, as will be seen by the old emigration records, and that they were received here as Choctaw Indians by the Choctaw Nation, the affiant further states that the mother of George Crowder was an Indian of some tribe and was always known as a Choctaw Indian, she being set mother of affiant.

The affiant states that the applicant drew his portion of the "Net Proceed Money paid to the Choctaw Nation."

The affiant states that the applicant George Crowder and his three children are now living and live at or near Jackson I.T. and the affiant believes them to be entitled to enrollment.

Subscribed and sworn to before me on this the 19<sup>th</sup> day of Aug 1896

Witness J. L. Hunter

*L. Crowder*  
*mark*  
*J. L. Hunter*  
Notary Public



No.

Supra 1876

Commission to the Five Civilized Tribes,

Murtala, Indian Territory.

In the enrollment of the CROWDER family as Choctaws by blood;  
Billy Jones being sworn and examined by Gen'l McKenney testifies:

(Questioned by G.W. Duke, Spec. Com'r)

Q Do you know the Crowder family? A I have known them ever since I could remember anything. I never heard of the Crowders being called Choctaws or claiming to be Choctaws; they used to claim to be Cherokees.

(Questioned by Spec. Com'r Lewis)

Q You mean Old Man Crowder's last wife's children? A Yes sir.

Q His first set of children was Choctaw? A Yes sir.

Q Can you give the names of them that are alive by his last wife?

A Dick Crowder is the oldest, then Crowder, Tom, Bill, Jess, George, and the others are all dead.

Q Aint John got some children? A Yes, got some children by a white woman.

Q That one they call Bun Crowder, his children are Choctaws aint they? A He never had any children.

Q You say their mother always claimed to be Cherokee? A Yes sir and still her other people says so.

Q Where did they come from to the Choctaw Nation? A I don't know.

Q Did they come to the Choctaws in Mississippi? A Yes sir.

Q Did she have two brothers that came with her? A Yes sir, Jim Goings and Gibson Goings.

Q Then was her brothers? A Yes sir.

Q What was her name? A I couldn't tell you. She married old

Goings. Was this Goings any relation of them Goings?

A Jim Goings was the father of them Goings.

(CROWDERS #2)

Q Jim Goings married a Choctaw? A Yes sir.

Q (By Lewis) You knew these folks back in Mississippi when they first came there? A Yes sir, we all emigrated here together from Mississippi. Tom Crowder married a Cherokee woman directly after the War, and I think he has got five or them children.

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Department of the Interior,

Commission to the Five Civilized Tribes.

I hereby certify, upon my official oath as  
stenographer to above named Commission, that this  
transcript is a true, full and correct translation of  
my stenographic notes.

*M. D. Green*

James Crowder

73549

Richard Crowder

7 11115

Robert Crowder

1459

7 11772

George Crowder

1570

John Crowder

7 11186

Wm Crowder

7 11772

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Sam Crowder

7-11456

Julia Crowder

116

Commission to the Five Civilized Tribes,  
Gallatin, Indian Territory.

In the matter of the enrollment of George W. Crowder as  
a citizen by blood of the Choctaw Nation; to wit, sworn and examined  
before me, Notary Public, to the effect as follows:

Q. Your name? A. George W. Crowder.

Q. Age? A. About forty-six.

Q. Where have you resided in the Choctaw Nation? A. In the town and  
place of the Choctaw Nation, in the Indian Territory.

Q. How long have you been residing in the Choctaw Nation, and as a citizen?  
A. Since.

A. Always, ever since I was born and have resided here.

Q. Were your parents recognized as citizens of the Choctaw Nation?

A. Yes sir, father by name and mother by blood.

Q. What descent of blood had your mother? A. Indian.

Q. Where did they come from? A. Mother was raised in Mississippi  
and father came there in early days and married a Indian and  
she died and he and mother married.

Q. You know when they came to the Choctaw Nation? A. Yes sir,  
they came during the last emigration.

Q. At all events before your birth? A. Yes sir.

Department of the Interior,

Commission to the Five Civilized Tribes.

I hereby certify that my official stenographic  
transcript to above named Commission that this  
transcript is a true, full and correct translation of  
my stenographic notes.

*Morgan*

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of the CROWDER family as citizens by blood of the Choctaw Nation. A. R. Durant, being sworn and examined by Commissioner McKennon, testifies as follows:

Name is A. R. Durant and I am sixty years old.

Q There is some question as to the enrollment of the Crowders as Choctaw citizens, what do you know about their citizenship?

A Well, old man Eli Crowder is the original old man; moved from Tennessee to Mississippi and married my grandfather's sister, and he had children by her, one named Jim Crowder, Louis Crowder, Martin Crowder and a woman, Katie, and Noah Crowder and Sam, and there was a girl I think died in Mississippi before they moved here, I don't remember her name. And when my grandfather's sister died, he married a woman by the name of Going, that came from, I think, North Carolina to Mississippi, with two brothers, Jim and Gibson Goings, and old man Crowder married Jim and Gib's sister, I have forgotten her name, have known her all my life; they were not Choctaws.

Q What were they? A They were supposed to be Cherokees from what they say themselves, but they were not Choctaws. Old man Louis Crowder, in Jackson County, who is the surviving one of the set of old man Crowder's children, knows well when they

(CROWDERS, #2) Durant, wit)

came to the county, and Bill Jones, in Jackson, knows them well when they came to the Choctaw Nation in Mississippi.

Q Which wife is the mother of this family that is here?

A The mother of this family is Going, and the mother of the first family was Durant, Choctaw; old man Louie is the only one living of the first family, he is living in Jackson County; and Dick Crowder, of the last family, is my brother-in-law; I enrolled him as an intermarried citizen, not a Choctaw; he acknowledges that himself.

Q Was he enrolled here yesterday as an intermarried citizen?

A I don't think he was.

(Referring to Dick Crowder's card, it is found that he was enrolled as a citizen by blood.)

Q Is Fannie your sister? A Yes sir.

Q Was Richard Crowder ever enrolled before as a citizen by blood? A I enrolled him when I enrolled him as an intermarried citizen. They was cut out of the lease district funds, you cannot find them on that roll.

Q Do you know whether he was ever enrolled before 1896 as a citizen by blood? A No sir, I do not, I don't know whether he was or not.

Q Where does he live? A About ten miles from here, west. Dick Crowder is the oldest one of the second family, and is not a Choctaw by blood; his name is Richard Crowder, and he is known as <sup>Dick</sup> Richard Crowder.

Q What are the names of those that are here enrolling now?

A Dick Crowder, that's Richard, my brothe-in-law, Robert Crowder, George Crowder, John Crowder, William Crowder, Tom Crowder, and two of them is dead.

Q Have they got some sisters too? A No, they didn't have no sisters.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

I hereby certify, upon my official oath as stenographer to the above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

(Signed) M. D. Green

Daisy D. Daubin, stenographer to the Commission to the Five Civilized Tribes, upon oath, states that the above and foregoing is a true, full and complete copy of a certified copy of the testimony of A. R. Durant, taken at Goodland, Indian Territory in the matter of the enrollment of the CROWDER family as citizens by blood of the Choctaw Nation.

Sworn to before me this 9<sup>th</sup> day of August, 1904.

Charles H. Lacy  
Notary Public.



Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of the CROWDER family  
as citizens by blood of the Choctaw Nation. Richard Crowder,  
being sworn by Commissioner McKennon, testifies as follows:

Q What is your name? A They call me Dick Crowder, my  
name is Richard Crowder.

Q What is your age? A About sixty-three years old.

Q How long have you resided in this country?

A I have been here about fifty-three years.

Q How old were you when you came here? A Ten years old.

Q Where did you come from? A I come from Atalla County,  
Mississippi.

Q What was your father's name? A Eli Crowder.

Q What was your mother's name? A Patsy Crowder.

Q Was your father Choctaw? A No sir, a white man.

Q Was your mother a Choctaw? A My mother always told me  
she was part Choctaw.

Q You know anything about your grandmother? A No sir,  
nothing at all; my grand-mother and grand-father was both dead  
before my recollection. My father had two wives: the first  
was a Durant, I don't know what her given name was.

Q Did he have children by the first wife? A Yes sir.

Q Can you name them? A Some of them, yes sir, one of  
them living now, my half-brother, Louis, he lives up here near  
Birmingham.

(CROWDER family, Richard Crowder, #1)

Q He is your half-brother? A Yes sir.

Q And a son of the first wife? A Yes sir.

Q What are the names of the other children?

A I have a brother,- Harris was the oldest I think, Jackson, James, Louis, Washington, Martin, Sampson, and there were two girls, Phoebe and Katie; that was the older set of children.

Q Give the names of your full brothers now, children of your own mother?

A Eli Crowder, Robert, Thomas, William, Joshua, George, John.

Q How many of them are living now here in the Nation?

A There is four besides myself.

Q Has your citizenship ever been questioned before now here?

A Never until this Leased District Payment.

Q That was in 1894? A Yes sir.

Q Did you draw then? A No sir, they didn't pay us, they put us out; never gave us any chance to prove anything; we never have had a dog's chance to prove anything. Have always been allowed to vote; we was moved here by the United States Government from Mississippi, as Indians, , and drawed out 12 months' rations, and was enrolled and drawed annuity, and then was enrolled and drawed again when I was about seventeen or eighteen years old.

Q Have you ever lived anywhere else except here in the Nation? A Never, not to live a week, since fifty-three years, only here in the Nation. My father and mother is both buried in the old home place; my father was one hundred two years old when he died, and lived all his life in the Choctaw country, with the exception of twenty-three years, that is what he always

(CROWDER family, Richard Crowder, #3)

told me; my mother was an own sister to Jim Goings and Gib Goings; Judge Tom Oakes and Columbus Ervin, appointed Commissioners, enrolled me and my family in Goodland as a Choctaw by blood, and then when Judge Durant and Melvin and others got hold of the books they scratched us off without giving us any hearing at all. And then we got up this proof, my brother John, and went to Governor McCurtain and we was all enrolled; at least that has been my understanding; they put us on the books with the Choctaws. Durant opposed the, and Governor McCurtain ordered him up there with his witnesses to testify against our rights, and he wouldn't go, he just wrote a letter, or rather an affidavit, and sent it up to the Governor.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

I hereby certify, upon my official oath as stenographer to above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

W. D. Green

Daisy D. Daubin, stenographer to the Commission to the Five Civilized Tribes, on oath states that the above and foregoing is a true, full and complete copy of a certified copy of the testimony of Richard Crowder in the matter of the enrollment of the Crowder family.

Sworn to before me this 9<sup>th</sup> day of August, 1904.

*Charles H. Sawyer*  
Notary Public.

Commission to the Five Civilized Tribes,  
Durant, Indian Territory.

In the enrollment of the CROWDER family as Choctaws by blood; Billy Jones being sworn and examined by Com'r McKennon testifies:

(Questioned by G. W. Dukes, Choc. Com'r)

Q Do you know the Crowder family? A I have known them ever since I could remember anything. I never heard of the Crowders being called Choctaws or claiming to be Choctaws; they used to claim to be Cherokees.

(Questioned by Choc. Com'r Lewis)

Q You mean Old Man Crowder's last wife's children. A Yes sir.

Q His first set of children was Choctaw? A Yes sir.

Q Can you give the names of them that are alive by his last wife? A Dick Crowder is the oldest, Bob Crowder, Tom, Bill, Josh, George, and the others are all dead.

Q Aint John got some children? A Yes, got some children by a white woman.

Q That one they call Bun Crowder, his children are Choctaws aint they? A He never had any children.

Q You say their mother always claimed to be Cherokee? A Yes sir and still her other people says so.

Q Where did they come from to the Choctaw Nation? A I don't know.

Q Did they come to the Choctaws in Mississippi? A Yes sir.

Q Did she have two brothers that came with her? A Yes sir, Jim Goings and Gibson Goings.

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# THE INTERIOR

INDIAN SERVICE

OF  
THE FIVE CIVILIZED TRIBES

OKLAHOMA

rolls of the citizens or members of the Five Civilized Tribes of Indians,  
and of one of said rolls as above described, covering the persons enrolled

(CROWDERS #2)

Q Them was her brothers? A Yes sir.

Q What was her name? A I couldn't tell you. She married old man Eli Crowder; I think her name was Patsy Goings before she married Crowder.

Q (Dukes) Was this Goings any relation of Isham Goings?

A Jim Goings was the father of Isham Goings.

Q Jim Goings married a Choctaw? A Yes sir.

Q (By Lewis) You knew these folks back in Mississippi when they first came there? A Yes sir, we all emigrated here together from Mississippi. Tom Crowder married a Cherokee woman directly after the War, and I think he has got five of them children.

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DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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I hereby certify, upon my official oath as stenographer to above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

M D Green

Daisy D. Daubin, stenographer to the Commission to the Five Civilized Tribes, upon oath, states that the above and foregoing is a true, full and correct copy of a certified copy of the testimony of Billy Jones, taken at Durant, Indian Territory in the matter of the enrollment of the Crowder family.

*Daisy D. Daubin*  
Sworn to before me this 27th day of August, 1904.

*Charles W. Sawyer*  
Notary Public.



Department of the Interior,  
Commission to the Five Civilized Tribes.

Atoka, Indian Territory, September 6, 1904.

In the matter of the application of Robert Crowder  
for enrollment as a citizen by blood of the Choctaw  
Nation, Choctaw Number 1459.

ROBERT CROWDER, having been by me first duly sworn,  
testified as follows:

Examination by the Commission.

- Q What is your name? A Van Crowder. They enrolled me as Robert Crowder. I go by the name of Robert Crowder.
- Q What is your real name? A My real name is Van Crowder-- what I was named by birth--but I was nick-named Robert Crowder, and I am known by that. That is what I told the Commission at Goodland, when I first enrolled, but they wouldn't enroll me that way.
- Q How old are you? A Sixty-one.
- Q What is your post-office address? A Boswell. I have been living there 13 years.
- Q That is where you get your mail now? A Yes, sir.
- Q Where were you born? A Born in Mississippi.
- Q What is your father's name? A Eli Crowder.
- Q Is he an Indian or a white man? A White man.
- Q What is the name of your mother? A Patsy Going.
- Q How do you spell that? A I couldn't tell you; I can't read.
- Q How long have you lived in the Choctaw Nation? A I was born in Mississippi, and I was fetched here when I was five years old, with the Choctaws, and have been here ever since.
- Q Who brought you here? A A man by the name of Sam Bridges was our captain.
- Q What year did you come here? A I couldn't tell you; I was a little kid only five years old.
- Q Did your father and mother come here? A Yes, sir.
- Q After you came here were you admitted to citizenship? A Been a citizen all my life.
- Q Were you admitted by the Choctaw Council? Was there any act of admission to your mother or father? Did they go before the Council and become admitted? A Yes.
- Q When was that? A That was when they first came here.
- Q Were they actually ever admitted to citizenship by the Choctaw Council? A Yes, sir.
- Q When? A I couldn't tell you.
- Q How do you know they were admitted? A Well, I don't know for certain.
- Q Then, in answer to that question--were they ever admitted--you do not know? A No, sir, I don't.

- Q Answer the questions from your own knowledge? You don't know that they were ever admitted at all? A No, only we have drawn annuity.
- Q You say you are about 61 years old? A Yes, sir.
- Q They brought you here when you were five years old? A Yes.
- Q That would make some time between 1838 and 1840 that you came here? A Yes, sir.
- Q Where did you settle? A On the fork of Boggy. Staid there 7 years,--east of the fork of Boggy,--we staid there 7 years. From there we moved over on the Crowder Prairie,--which is about 8 miles southeast of Boswell City. That's where we was raised.
- Q Have you lived there ever since that time? A I lived in the Nation. I lived over close to Fort Smith,--I lived over there a couple of years, then I moved down here and have been right in that settlement ever since I moved back.
- Q Have you always been recognized by the Choctaws since you came here as a Choctaw, a citizen? A Yes, sir.
- Q Were you enrolled in 1885? A At Goodland.
- Q In 1885, when they made the census of the Choctaws -- not when the Dawes Commission met. I am talking about 20 years ago when the Choctaws made the census roll? A Well, they come right to my house and took me down.
- Q Where were you living in 1893, in what county? A Down on Red River.
- Q In Red River County? A No, sir, in Jackson County it is now.
- Q Did you get the \$103.00 that was paid in the Leased District payment? A No, sir.
- Q Why didn't you? A Wilson Jones was governor and he wouldn't let Green McCurtain, who was treasurer, pay us.
- Q Why wouldn't he? A Because we were all in trouble.
- Q What trouble? A My nephew had killed Wilson's son, and he was governor, the Choctaw Governor, and he just cut us out of it, that is the cause of our trouble.
- Q You knew you had a right to that money? A Yes, sir.
- Q Did you ever make an effort to get it? A No, sir.
- Q Why not? A Because we thought it would be best maybe to let it go. McCurtain told me out of his own mouth that he tried to get Wilson to let him pay it, and he says, "No, I can keep them out and I won't let you pay it at all. They will put it all together--there is a whole lot of them--and they will put it all together to defend the boy, and it will cost me a whole lot of money to convict him.
- Q After they made the '93 payment there were a good many people who were not paid who went to ~~the~~ Tuskahoma to the Council afterwards.
- Q Did you go there? A No, sir.
- Q Why didn't you? A I didn't know how to get it. Joe Everidge told us he could get it for us, but we never made no effort to get it.
- Q How many brothers and sisters have you? A I haven't got nary sister living. I have got--let's see there is five of us living.
- Q What are the names of the ones living? A Richard Crowder, and me and Thomas Crowder and William Crowder and George Crowder living.
- Q They all came here with your father and mother? A Yes, and some were born here.
- Q You all had a good many children in 1893, didn't you? A No, I never had but one.
- Q Your brothers had? A Yes, sir.

- Q Did any of them get the '93 payment? A Yes, sir.
- Q Who? A Brother Bill's children -- some of them got it -- and brother George's children got it, and brother Josh's children all got it.
- Q You claim to be a citizen by blood of the Choctaw Nation? A Yes, I have been married to a Choctaw woman.
- Q What is her name? A Louisa Pitchlyn was her name.
- Q When were you married? A The second year after the war.
- Q Where? A Close to Skulleyville, and Peter Folsom married me.
- Q Have you got a marriage certificate? A There wasn't none required then.
- Q Have you got any? A No.
- Q Have you got any evidence of the fact of your marriage to Louisa Pitchlyn? A No, only I guess I could find some of the folks seen us married.
- Q Who was present? A I don't know of anybody here, but they was at a big meeting over at Skulleyville County.
- Q Have you lived with her ever since? A Yes, living with her now.
- Q Has there been any separation or divorce? A No, sir.
- Q Were you married to her prior to the Treaty of 1866? A Yes, I reckon so.
- Q When were you married? A The second year after the war, I can't tell the year. I ain't got no learning.
- Q Do you remember when they made the treaty over in Fort Smith? A Yes, but I don't know what year it was.
- Q Were you married when they made the treaty? A Yes, sir.
- Q How long have you been married? A I don't know, right at that time, I reckon, or close to it.
- Q About how long? A I was just married. I was married directly it seems to me about two years after the peace was made.
- Q You say you married before they made the treaty in Fort Smith,--you remember that? A Yes, sir.
- Q You were living in Skulleyville County? A Yes.
- Q How long before the treaty was made over in Fort Smith was it that you were married? A I couldn't tell you to save my life.
- Q You are sure you were married at the time of the treaty? A Yes.
- Q You have lived with this woman ever since? A Yes, sir.
- Q In 1896--about 8 years ago--when the Commission was at Vinita, didn't you have an attorney prepare a petition for you to be admitted as a citizen of the Choctaw Nation, and have it forwarded to the Commission at Vinita? A It wasn't me. It might have been brother George.
- Q Wasn't your name in a petition? Didn't you join with your brothers? A Yes, I joined with my brothers, but he bossed it--brother George did.
- Q What did the Commission do with that application? A Well, I think they give some of us a white notice.
- Q What did that notice say? A I don't know. It throwed us plumb loose.
- Q What do you mean? A Make us United States Citizens.
- Q Rejected you? A Yes, sir.
- Q Did you appeal from that to the United States Court? A No, sir; I never had no lawyer until I got up here and found they had filed in my pasture, and I come up here and got this lawyer here.
- Q Who prepared that petition and sent up there in 1896? A I don't know a thing in the world about it. Brother George done all that work. I never had nothing to do with that only I put in my \$3.00.
- Q Were you ever before the United States Court,--your citizenship case? A No, sir.

- Q Has not there been a good deal of question about your citizenship in the Choctaw Nation in the last 10 years? A Yes, sir; been right smart talk about it, but I ain't never bothered myself. I thought it would come through all right. I wouldn't have been bothering now about it if they hadn't filed in my pasture.
- Q Where were you living when they made the '96 rolls, the Choctaws, eight years ago, when they made the roll? A I was living down here south of Bogwall.
- Q Did you go to the census enumerators? A No, sir.
- Q Did they come to your house? A Yes, sir.
- Q Was there any question about them enrolling you in 1896, when they were making that census roll? A No, sir.
- Q What did you say your mother's maiden name was? A Patsy Going.
- Q Where was she born? A In Mississippi.
- Q Where in Mississippi? A I couldn't tell you.
- Q Did she ever have any Indian name? A Not as I know of.
- Q Do you know who her father and mother were? A No, I don't recollect; she always said she was an Indian, that is all I know; she looked like one.
- Q You were moved out here--your father, mother and brothers? A Yes, sir.
- Q Who moved you? Sam Bridges.
- Q Who was he? A A white man.
- Q Do you know where you were moved from in Mississippi--what place? A No, sir, I recollect where we crossed the big black river,--that is about all I remember. I recollect crossing that and getting on the boat and about where I got off,--we were put off at Fort Coffee, close to Skulleyville.
- Q Were there any other people came with you? A Yes, a whole lot of Choctaws. There was one old Choctaw down there--Billy Jones--he came with us. He was a young man then.

Examination by Attorney C. E. McPherrren.

- Q You stated that you thought your brother made the application to the Dawes Commission for enrollment in which your name appeared, in 1896,--what brother was that? A George.
- Q Do you know whether or not your brother Richard's name appeared in that petition? A I don't know.
- Q Did you ever see the petition? A No, sir.
- Q Did you ever sign it? A No, sir.

Witness Excused.

RICHARD CROWDER, having been called as a witness and duly sworn, testified in behalf of the applicant as follows:

Examination by the Commission.

- Q What is your name? A Richard Crowder.
- Q How old are you? A I was 69 years old last March.
- Q What is your post-office address? A Atlas.
- Q Are you a citizen of the Choctaw Nation? A Yes, sir.

- Q Have you been enrolled by the Commission? A Yes, sir.
- Q Got your allotment? A Yes, sir, and my certificates.
- Q Are you a brother of Robert Crowder? A Yes, sir, own brother.
- Q Same mother, same father? A Yes, sir.
- Q When did you come to the Choctaw Nation? A We came here in about 1845, as well as I recollect.
- Q How old were you when you moved out here? A Ten years old.
- Q Where did you come from? A From Attala County, Mississippi.
- Q What was your mother's name? A My mother's name was Patsy Going.
- Q Was Patsy Going her maiden name? A Yes, sir.
- Q Do you know the name of her father and mother? A No, sir. They died before she married to my father.
- Q How did your father and mother happen to come from Mississippi to the Indian Territory? A We were emigrated here with a bunch of Indians by the United States.
- Q How many Indians were there? A Three hundred I reckon.
- Q When did you leave Mississippi? A In the spring of 1845.
- Q When did you reach here? A We left Port Coffee; we came on a steam-boat. We went to Yazoo City and got on a steam-boat there, and we came down the river to Mississippi, and then we came up Mississippi to the mouth of the Arkansas, and came up the Arkansas River to Port Coffee, five miles above Fort Smith, where we landed.
- Q It was about 1845 when you reached here? A Yes, sir. We left there in the Spring--probably May.
- Q After your father and mother reached the Choctaw Nation did they ever go to the Council? A No, sir, they didn't require us to do it.
- Q Your father and mother were never admitted to citizenship in the Choctaw Nation by the Council? A No, sir.
- Q Have you always been recognized by the Choctaw Tribal Authorities as a citizen? A I always have, sir.
- Q Did you get any part of the net proceed payment, made in 1880? A Yes, sir.
- Q How much did you get? A I don't recollect what the whole amount was. I recollect what I got--\$182.00.
- Q What did you get that money for? A I got that money for father's improvements in Mississippi. That is, what he put in not the land but the improvements.
- Q Was your claim adjudicated by the Court of Claims? A Yes, sir.
- Q You put in claim for improvements that your father owned in Mississippi? A Yes, sir.
- Q In 1885, when the Choctaws were making the first census roll, were you enrolled? A I was enrolled at Goodland.
- Q Did you draw the '93 payment? A No, sir.
- Q Did you attempt to draw it? A Yes, sir.
- Q What was the matter? A Governor Jones--My nephew killed Governor Jones' son, and he was governor at the time of this payment, and he rejected us, I suppose, on that grounds. He also, when Governor McCurtain was treasurer, told him that we had a right to it, and it ought to be paid, and Governor Jones he said if he paid that money to Crowders they will put it together--that \$103.00--to defend our brother's child, our nephew, and on that account we will leave them out. Governor Jones told that to Mr. McCurtain and to Joe Everedge.
- Q Did you or your family ever get that payment? A No, sir. I drew my wife's and little granddaughter's; I never got mine.
- Q Your wife is a Choctaw? A Yes, sir, she is dead now.
- Q About eight years ago, when the Commission was at Vinita,



- there were a good many people down here that made up petitions and sent them up there to be admitted,--did you make such a petition? A No, sir, never have made no petition.
- Q Were you ever a party to such a petition? A No, sir; if my name was on a petition I don't know anything about it.
- Q you say you got \$182.00 from the Net Proceed payment? A Yes, as well as I recollect.
- Q That was for a claim that your father had for improvements that he owned in Mississippi, as a Choctaw Indian? A Yes, sir.
- Q What was the total amount of that claim? A I don't recollect what the total amount was. I am uneducated, and never put anything down or had it put down.
- Q Where were those improvements located in Mississippi? A I don't know that I could tell you right where. They were located, as well as I recollect--you see I was only ten years old when I left there, and that has been 59 years ago--and they were located, though, near a creek that was known as Big Sinny Ash, and as well as I recollect, the way father used to start to court at Kosciusko, we must have been west of this county seat about 10 miles.
- Q Do you know the title of that claim that your father had against the Choctaw Nation and the United States for the net proceed payment? A The title of it?
- Q Yes, sir? A Why, the only title I suppose he had was that it was his improvements.
- Q Eli W. Crowder, that was your father's name? A Yes, sir.
- Q Were you moved from that country by a man by the name of Sam Bridges, who was under Stone? A Yes.
- Q There has been considerable question raised in the last 10 years as to your citizenship here in the Choctaw Nation, has there not? A No, sir, there has never been a question raised only as to that leased district payment, and then at the enrollment here at Goodland, the first time the Commission was there.
- Q At the time the Commission was at Goodland and you appeared for enrollment didn't the attorneys for the Choctaw Nation and the Choctaw Citizenship Commission object to your enrollment? A No, sir, Alex Durant he filed a complaint against us. He was my wife's brother, but it was just through prejudice that he did it. And then when we came to this country from Mississippi, in that day and time, the Government furnished 12 months' rations and we got that. We drew that and we drew two annuities, and my father drew one soon after we came here,--\$1.50 a head, and the last one they had I drew mine at Mayhew, it was a five-dollar gold piece.
- Q Those payments were what were known as bread money? A I don't know, sir. No, sir, that is annuity money that they owed the nation somehow,--I couldn't tell you how. They all drew it.
- Q Those payments were made before the war? A Yes, sir.
- Q You haven't drawn any payments since the war? A Only this net proceed payment; there has been no payment since the war.
- Q And that was the '93 payment that you had this trouble over about the killing of Governor Wilson's son? A Yes, sir.

Witness excused.

Mary E. Rogers, having been by me first duly sworn,  
on oath states that the above and foregoing is a full, true  
and correct transcript of her stenographic notes as taken  
in said cause on said date.

Subscribed and sworn to before me on this 12 day of  
September, 1904.

*Walter Shultz*  
Notary Public.

Indian Territory, Choctaw Nation,

County of Jackson, Aug 31, 1889.

This is to certify that I have this day join together  
George W. Crowder and Parlee C. Wallice as man and wife in the bond  
of matrimony.

(SIGNED) Levy Johnson

A Minister of the Gospel.

.....

This is to certify that this is a true and correct copy  
of the certificate of which is on the Record in my office. Witness  
my hand and seal of office this the 5th day of June A. D. 1899.

(SIGNED) James J. Belvin

County and Probate Clerk of Jackson Co.

Choctaw Nation.

(SEAL)



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Willie Crowder, born on the 16th day of October, 1898.  
Name of father: George W. Crowder, a citizen of the Choctaw Nation.  
Name of mother: Parelee C. Crowder, a citizen of the Choctaw Nation.  
Post Office: Crowder,  
Ind Ter

.....

AFFIDAVIT OF MOTHER.

-----

UNITED STATES OF AMERICA,) )  
INDIAN TERRITORY, ) )  
CENTRAL DISTRICT. ) )

(SEAL)

I, Parelee C. Crowder, on oath, state that I am 31 years of age and a citizen, by marriage, of the Choctaw Nation: that I am the lawful wife of George W. Crowder who is a citizen, by Blood, of the Choctaw Nation; that a \_\_\_\_\_ child was born to me on the 16th day of October, 1898; that said child has been named Willie Crowder and is now living.

her  
Parelee C. X Crowder  
mark

Subscribed and sworn to before me this 13 day of May, 1899.

(SIGNED) H. W. ATTAWAY  
Notary Public.

-----

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,) )  
INDIAN TERRITORY, ) )  
CENTRAL DISTRICT. ) )

(SEAL)

I, R. C. Bills, a Physician, on oath, state that I attended on Mrs. Parelee C. Crowder wife of George W. Crowder on the 16th day of October, 1898; that there was born to her on said date a \_\_\_\_\_ child; that said child is now living and is said to have been named Willie Crowder.

(SIGNED) Dr. R. C. Bills.

Subscribed and sworn to before me this 13 day of May, 1899.

(SIGNED) H. W. Attaway  
Notary Public.

United States of America,  
Indian Territory, Central District.

Geo. W. Crowder et al.

vs.  
H-mingo.

Geo. W. Crowder being duly sworn deposes and states that he is fifty seven years old; that he is a citizen by blood, of the Choctaw Nation, duly enrolled and approved; that he resides in Jackson County in said Nation; that he has selected his allotment as a Choctaw by blood and has filed on same and has received his certificate of allotment; that he is a full brother to Richard Crowder, Robert, William J Geo. W., Joshua, and John Crowder; that the latter two are deceased; that he, affiant, and the said Richard have been approved and allowed to select their allotments; that the said Robert Crowder, Geo. W. Crowder and the decedents of John Crowder are as yet unapproved. Affiant states further that each and every member of the said Crowder family have always been recognized as Choctaws by blood, have held official positions that require Choctaws by blood to fill; that they have been accorded all the privileges and immunities that an other blood Choctaw has; that they were removed from the state of Mississippi by the United States Government; that the rolls of citizens by blood so removed contains the names of each and every member of the said Crowder family that if there is any reason of any kind for the refusal of the enrollment and approval of the said unapproved members of the said Crowder family it is unknown to him.

Witness to Signature:

W. D. Wilson

his  
Thomas J. Crowder.  
mark.

Subscribed and sworn to before me this the 28th day of  
May, 1904.

(SEAL)

V- Bronaugh--  
Notary Public.

Endorsed on back as follows:

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

F I L E D

JUN 29 1904

Tams Bixby  
Chairman.

267  
7-1438.

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the latter of the application for the enrollment of George W. Crowder and his four minor children, Louisa Crowder, Joe Crowder, Belzori Crowder and Willie Crowder, as citizens by blood of the Choctaw Nation.

---: " I C I C " :--

It appears from the census card record in this case that George W. Crowder on May 1, 1898 appeared before the Commission and made personal application for the enrollment of himself and his four minor children, Louisa Crowder, Joe Crowder, Belzori Crowder and Willie Crowder, as citizens by blood of the Choctaw Nation.

It appears from the records of the Commission that on September 7, 1898 in the case entitled "George Crowder vs. Choctaw Nation." (1898 Choctaw Citizenship Docket, case number 712) the applicant, George W. Crowder, made original application to this Commission under the provisions of the act of Congress approved June 10, 1896 (29 Stat., 321) for the admission of himself and his three minor children, Louisa Crowder, Joe Crowder and Belzori Crowder, to citizenship in the Choctaw Nation as citizens by blood thereof, and on December 3, 1898 the said George W. Crowder, Louisa Crowder, Joe Crowder and Belzori Crowder were by this Commission denied admission to citizenship in the Choctaw Nation, from which decision of the Commission no appeal was taken.

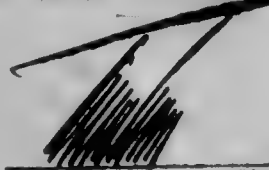
It appears from an examination of the tribal rolls in the possession of the Commission that the applicant, George W. Crowder, is identified upon the 1880 Choctaw Census Roll, Miami County, number 909, and that the applicants, George W. Crowder, Louisa Crowder, Joe Crowder and Belzori Crowder, are identified upon the 1896 Choctaw Census Roll, Jackson County, numbers 2760, 2761, 2762 and 2763, respectively, enrolled thereon as citizens by blood of said nation. The minor applicant, Willie Crowder, having been born subsequent to the preparation of said 1896 Choctaw Census Roll, is identified by proper proof of birth filed with and made a part of the record in this case.

It further appears that all of the applicants herein, who were living, were on June 28, 1898 residents in good faith of Indian Territory, all applicants listed upon census cards in

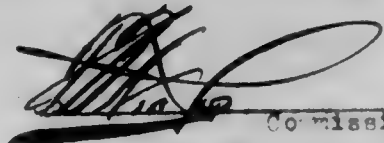
1898 having been first examined as to such facts although their testimony was not reduced to writing.

It is, therefore, the opinion of this Commission that, following the ruling of the Department in the case of Wiley Adams (I.T.N. 4394-1903), the denial of the said George W. Crowder, Louisa Crowder, Joe Crowder and Pelzeri Crowder under the act of Congress approved June 10, 1896 (29 Stat., 321) was without a clarity of law and of no force and effect upon the status of these applicants as citizens by blood of the Choctaw Nation and that George W. Crowder, Louisa Crowder, Joe Crowder, Pelzeri Crowder and Willie Crowder should be enrolled as citizens by blood of the Choctaw Nation in accordance with the provisions of the acts of Congress approved June 22, 1898 (30 Stat., 493) and July 1, 1902 (32 Stat., 541), and it is so ordered.

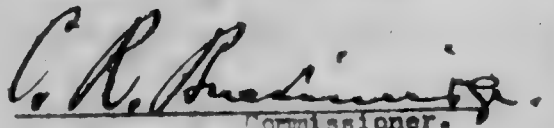
COMMISSION TO THE FIVE CIVILIZED TRIBES.



Chairman.



Commissioner.



Commissioner.

Muskogee, Indian Territory,

MAY 23 1905

7-1458

Muskogee, Indian Territory, May 23, 1905.

COPY.

George W. Crowder,  
Boswell, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, granting the application for the enrollment of yourself and children, Louisa Crowder, Joe Crowder, Belzori Crowder and Willie Crowder, as citizens by blood of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as citizens of the Choctaw Nation. If at the expiration of that time no protest has been filed, your names will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *Tamir Birby*

Registered.  
Enc. 7-1458.

Chairman.

7-1458

Muskogee, Indian Territory, May 23, 1905.

Armstrong & Hunter,  
Attorneys at Law,  
Boswell, Indian Territory.

COPY

Gentlemen:

You are hereby notified that the Commission to the Five Civilized Tribes, on May 23, 1905, rendered its decision granting the application for the enrollment of George W. Crowder, Louisa Crowder, Joe Crowder, Belzori Crowder and Willie Crowder as citizens by blood of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicants as citizens of the Choctaw Nation. If at the expiration of said time no protest has been filed, their names will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tamc Dixey*

Registered.

Chairman.

Muskogee, Indian Territory, May 23, 1905.

COPY.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered May 23, 1905, granting the application for the enrollment of George W. Crowder and his children, Louisa Crowder, Joe Crowder, Belzori Crowder and Willie Crowder, as citizens by blood of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicants as citizens of the Choctaw Nation. If at the expiration of said time no protest has been filed, their names will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

*Tamr Dixie*

Registered.

Enc. 7-1458.

See 7-4718 for registry receipt for this letter.

Chairman.

IN RE

Application for Enrollment of

INFANT CHILD.

*Willie Crowder*

As a citizen of the

*Choctaw*

Nation.

Approved

*Aug 24 1901*

*[Signature]*  
Commissioner.

1458



# Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
of *Willie Crowder*, born on the *16* day of *October*, 18*78*.  
Name of father: *George Crowder*, a citizen of the *Choctaw* Nation.  
Name of mother: *Marion Crowder*, a citizen of the *Choctaw* Nation.

Post Office: *Crowder*

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

*Crowder* District.

I, *Marion Crowder*, on oath, state that I am *30* years of age and a citizen, by *Marriage*, of the *Choctaw* Nation; that I am the lawful wife of *George Crowder*, who is a citizen, by *Marriage*, of the *Choctaw* Nation; that a child was born to me on the *16* day of *October*, 18*78*; that said child has been named *Willie Crowder* and is now living.

Subscribed and sworn to before me this *17* day of *May*, 18*79*.

*H. W. McIlhenny*  
Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

*Crowder* District.

I, *A. C. Bills*, a *Physician*, on oath, state that I attended on Mrs. *Marion Crowder*, wife of *George Crowder*, on the *16* day of *October*, 18*78*; that there was born to her on said date a child; that said child is now living and is said to have been named *Willie Crowder*.

*A. C. Bills*

Subscribed and sworn to before me this *18* day of *May*, 18*79*.

*H. W. McIlhenny*  
Notary Public.

Indian Territory  
to be duly notified  
and duly certified to

July 10, 1879.  
This is to certify that  
I have this day been  
together with my wife  
and family in the  
presence of the  
Judge of the District Court

and in the presence of  
the members of the District  
Court at the City of

Indian Territory  
that this is a true  
and correct copy of the  
Certificate which is  
now the record in my  
office. Witness my hand  
and seal this 10th day of  
July the 10th day of June  
A.D. 1879.

James J. Sullivan  
Judge of the District  
Court of the Territory  
of Indian Territory

June 5th 1881  
Crawford, N.D.

Friend Mr. [unclear]  
[unclear]

Sir:

Enclosed please find a certificate  
of my marriage  
as requested. My wife  
Parley [unclear] is 30 years  
old. Her father is [unclear]  
Wallace and her mother is [unclear]  
Leasa [unclear]. They were  
both dead.

Yours truly  
George H. [unclear]

"Exhibit A"

Long Island - Jan. 3, 1860  
I have been thinking of writing  
to you for some time, but have been  
so busy that I could not find time.  
I am now at home again, and  
I am glad to hear of you.  
I am, dear friend, your truly,  
John Jay

John Jay

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Tulsa, Indian Territory, December 8th, 1902.

Choctaw land.  
Intermarriage.

In the matter of the application of Parlee C. Crowder for enrollment as an intermarried citizen of the Choctaw Nation.

Parlee C. Crowder, being first duly sworn, upon oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Parlee C. Crowder.  
Q How old are you? A Thirty four.  
Q What is your post office address? A Crowder, Indian Territory.  
Q How long have you lived in the Choctaw Nation? A Fifteen years.  
Q Have you ever resided for the past six years? A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw land and through whom do you claim these rights? A George Crowder.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have his rights to enrollment ever been disputed? A Not that I know of.  
Q When were you married to George Crowder? A In 1887.  
Q Where was the marriage ceremony performed? A Johnson County.  
Q At that time were both you and your husband bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you married under a license? A Yes sir.  
Q Who performed the marriage ceremony? A Levi Johnson.  
Q A minister of the gospel? A Yes sir.  
Q Were you ever married before your marriage to George Crowder?  
A No sir.  
Q Was he ever married before his marriage to you? A Yes sir.  
Q How many times? A One.  
Q What was the name of his former wife? A Rosie Ann Garner.  
Q Was she dead at the time of your marriage to him? A Yes sir.  
Q Since your marriage to George Crowder have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you an applicant before this Commission in 1893 for admission to citizenship in the Choctaw Nation? A Yes sir.  
Q Did you then apply as an intermarried citizen? A Yes sir.  
Q Do you know what action was taken on your case by the Commission?  
A I don't remember.  
Q Was your case ever appealed to the United States Court? A No sir.

---0000---

Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 8th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry C Risteen*

Subscribed and sworn to before me this 22nd day of January 1903.

*Not*

*Charles H. Sawyer*  
Notary Public.

7-1458.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Parlee C. Crowder as a citizen by intermarriage of the Choctaw  
Nation.

- - : D E C I S I O N : - -

It appears from the record herein that on August 31, 1889, the applicant Parlee C. Crowder was lawfully married to George W. Crowder, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 15906 upon the lists prepared by the Commissioner to the Five Civilized Tribes under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior August 23, 1905; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation; and that they have resided together continuously as husband and wife in said Nation from the date of said marriage up to and including September 25, 1902.

It appears from the records of the Commission to the Five Civilized Tribes that on September 7, 1896, in the case entitled "Parlee C. Crowder vs. Choctaw Nation" (1896 Choctaw Citizenship Docket, case No. 699), application was made to said Commission under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), for the admission to citizenship in the Choctaw Nation of Mrs. Parlee C. Crowder as a citizen by intermarriage of the Choctaw Nation, claiming her right thereto by virtue of her marriage to George W. Crowder, a Choctaw Indian by blood; that on December 3, 1896, said Commission rendered its decision therein denying said application, from which decision no appeal was taken.

Upon an examination of the tribal rolls of the Choctaw Nation in the possession of this office, it appears that the applicant is identified upon the 1896 Choctaw Census Roll, No. 14414, enrolled thereon as a citizen by intermarriage of the Choctaw Nation.

I am therefore of the opinion that, following the ruling of the Department in the case of Angeline White (I.T.D. 1130-1905), the denial of Parlee C. Crowder under the Act of Congress approved June 10, 1896 (29 Stats., 321), was without authority of law and of no force and effect upon the status of the applicant as a citizen by intermarriage of the Choctaw Nation, and that Parlee C. Crowder should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495), and July 1, 1902 (32 Stats., 641), and it is so ordered.

 Commissioner.

Muskogee, Indian Territory,

NOV 13 1905

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Tuskahoma, Indian Territory, December 8th, 1902.

Choctaw 1458.  
Intermarried.

In the matter of the application of Parlee C. Crowder for enrollment as an intermarried citizen of the Choctaw Nation.

Parlee C. Crowder, having been first duly sworn, upon her oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Parlee C. Crowder.  
Q How old are you? A Thirty four.  
Q What is your post office address? A Crowder, Indian Territory.  
Q How long have you lived in the Choctaw Nation? A Sixteen years.  
Q Lived here continuously for the past sixteen years? A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim the rights? A George Crowder.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have his rights to enrollment ever been disputed? A Not that I know of.  
Q When were you married to George Crowder? A In 1889.  
Q Where was the marriage ceremony performed? A Jackson county.  
Q At that time were both you and your husband bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you married under a license? A Yes sir.  
Q Who performed the marriage ceremony? A Levi Johnson.  
Q A minister of the gospel? A Yes sir.  
Q Were you ever married before your marriage to George Crowder?  
A No sir.  
Q Was he ever married before his marriage to you? A Yes sir.  
Q How many times? A One.  
Q What was the name of his former wife? A Rosie Ann Gardner.  
Q Was she dead at the time of your marriage to him? A Yes sir.  
Q Since your marriage to George Crowder have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you an applicant before this Commission in 1896 for admission to citizenship in the Choctaw Nation? A Yes sir.  
Q Did you then apply as an intermarried citizen? A Yes sir.  
Q Do you know what action was taken on your case by the Commission?  
A I don't remember.  
Q Was your case ever appealed to the United States Court? A No sir

---oOoc---

Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 8th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry C Risteen*  
Subscribed and sworn to before me this 22nd day of January 1903.

*Charles W. Sawyer*  
Notary Public.

Indian Territory

Choctaw Nation.

County of Jackson.

Aug. 31. 1889.

This is to certify that I have this day join together  
George W. Crowder and Parlee C. Wallace as Man and wife in the  
bond of Matrimony.

Levy Johnson  
A Minister of the Gospel.

This is to certify that this is a true and correct  
copy of the certificate of which is on the Record in my office.

Witness my hand and seal the of Office this the  
5th day of June A.D. 1899.

James J. Belvin  
County and Probate Clerk of  
Jackson Co. Choctaw Nation.

(SFAL)

Daisy D. Daubin, stenographer to the Commission to  
the Five Civilized Tribes, states upon oath, that the above and  
foregoing is a true, full and correct copy of a certified copy  
of the marriage certificate of George W. Crowder and Parlee  
C. Wallace.

Sworn to before me this 10<sup>th</sup> day of August, 1904.

*Charles V. Sawyer*  
Notary Public.



C O P Y .

June 5th A. D., 1899.  
Crowder, I. T.

A. S. McKennon,  
Commissioner.

Sir:

Inclosed please find a certified certificate of my marriage as requested; my wife Parlee C. Crowder is 30 years old. Her father's name William Wallace and her mother's name Leasa Wallace, they are both dead.

Yours truly,

(Signed) George W. Crowder.

No endorsement.

7-158.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Parlee C. Crowder as a citizen by intermarriage of the Choctaw  
Nation.

- - : D E C I S I O N : - -

It appears from the record herein that on August 31, 1899, the applicant Parlee C. Crowder was lawfully married to George W. Crowder, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 15906 upon the lists prepared by the Commissioner to the Five Civilized Tribes under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior August 23, 1900; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation; and that they have resided together continuously as husband and wife in said Nation from the date of said marriage up to and including September 25, 1902.

It appears from the records of the Commission to the Five Civilized Tribes that on September 7, 1896, in the case entitled "Parlee C. Crowder vs. Choctaw Nation" (1896 Choctaw Citizenship Docket, case No. 699), application was made to said Commission under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), for the admission to citizenship in the Choctaw Nation of Mrs. Parlee C. Crowder as a citizen by intermarriage of the Choctaw Nation, claiming her right thereto by virtue of her marriage to George W. Crowder, a Choctaw Indian by blood; that on December 3, 1896, said Commission rendered its decision therein denying said application, from which decision no appeal was taken.

Upon an examination of the tribal rolls of the Choctaw Nation in the possession of this office, it appears that the applicant is identified upon the 1896 Choctaw Census Roll, No. 14414, enrolled thereon as a citizen by intermarriage of the Choctaw Nation.

I am therefore of the opinion that, following the ruling of the Department in the case of Angeline White (I.T. 1130-1905), the denial of Parlee C. Crowder under the Act of Congress approved June 10, 1896 (29 Stats., 321), was without authority of law and of no force and effect upon the status of the applicant as a citizen by intermarriage of the Choctaw Nation, and that Parlee C. Crowder should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495), and July 1, 1902 (32 Stats., 641), and it is so ordered.

Muskogee, Indian Territory,

 Commissioner.

NOV 13 1905

7-1458

Muskogee, Indian Territory, November 13, 1905.

Parlee C. Crowder,

Boswell, Indian Territory,

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 13, 1905, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against your enrollment. If at the expiration of that time no protest has been filed, your name will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.

Commissioner.

Incl. 7-1458

7-1458

Muskogee, Indian Territory, November 13, 1905.

Armstrong & Hunter,

Attorneys at Law,

Boswell, Indian Territory,

Gentlemen:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on November 13, 1905, rendered his decision granting the application for the enrollment of Parlee C. Crowder as a citizen by intermarriage of the Choctaw Nation.

~~The attorneys for the Choctaw and Chickasaw Nations~~ have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against her enrollment. If at the expiration of that time no protest has been filed, the name of Parlee C. Crowder will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.

Commissioner.

COPY.

7-1458

Muskogee, Indian Territory, November 13, 1905.

Mansfield, McMurray & Cornish,  
Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 13, 1905, granting the application for the enrollment of Parlee C. Crowder, as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against her enrollment. If at the expiration of that time no protest has been filed, the name of Parlee C. Crowder will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.

Incl. 7-1458

Commissioner

Waskogen, Indian Territory, February 1, 1905.

George W. Crowder,  
Roswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 16, 1904, in which you refer to our letter of January 8, 1904, to William J. Crowder, who you state is your brother and you further state that you and a part of your family are in the same condition as William J. Crowder and his family.

You further state that you and William J. Crowder have two full brothers, Thomas Crowder and Richard Crowder, children of the same father and mother, who have recently been approved and have selected their allotment, and if there is any reason for rejecting you and William J. Crowder, it is not apparent from the circumstances and is not known to you.

You further state that the facts of the matter are that prejudice has been working and enemies of yours for purely personal reasons have caused this delay.

In reply to your letter you are informed that George W. Crowder and his wife, Parlee C. Crowder, and his children, Louisa, Joe and Belgori Crowder, and William J. Crowder and his children, Abigail, Maggie, Rosa, William H. and John F. Crowder,

G W C 2

made application to this Commission in 1896 for citizenship in the Choctaw Nation, under the provisions of the act of Congress of June 10, 1896, which applications were denied by the Commission and no appeal taken from the decision of the Commission by the United States Court in Indian Territory, within the time prescribed by the act of Congress above referred to, and it is this question of the denial by the Commission in 1896, of your applications for citizenship, which has caused the delay in the disposition of your application for enrollment as citizens of the Choctaw Nation.

Respectfully,

Commissioner in Charge.

Choctaw 1450.

Muskogee, Indian Territory, June 28, 1901.

Anstey & Hunter,

Attorneys at Law,

Nowell, Indian Territory.

Sir:

Receipt is hereby acknowledged of your letter of June 21, enclosing the affidavit of Thomas Crowder in the matter of the enrollment of George W. Crowder and others as citizens of the Choctaw Nation.

In reply, you are advised that this affidavit has been filed with the record in the matter of the application of George W. Crowder et al., for enrollment as citizens of the Choctaw Nation.

Respectfully,

Commissioner in Charge.



Choctaw 1458.

Muskogee, Indian Territory, July 6, 1904.

Armstrong & Hunter,

Boswell, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of your letter of June 28, asking if any further steps have been taken as to the final approval of George W. Crowder and the members of his family.

In reply to your letter, you are informed that no further action has been taken in this matter. As soon as a decision is reached, you and the applicant will be notified of the action taken therein.

Respectfully,

Commissioner in Charge.

Muskogee, Indian Territory, April 26, 1905.

George W. Crowder,

Boswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 20th, in which you state that on January 5, 1905, a child was born to you, and you desire to know if you can have it enrolled.

You state you have been waiting for your own approval, but since the time is growing so short, you have concluded not to wait any longer, and you therefore ask how to have this child enrolled.

In reply to your letter, you are advised that the enrollment of yourself and your wife, Paralee C. Crowder has not been approved by the Secretary of the Interior, and the provisions of the Act of Congress approved March 3, 1905, the Commission is authorized, for a period of sixty days from that date, to receive applications for the enrollment of children born to citizens by blood of the Choctaw and Chickasaw Nations, whose enrollment had, prior to that date, been approved by the Secretary of the Interior.

As the enrollment of yourself and your wife has not yet been approved by the Secretary of the Interior, you will see that

--2--

the Commission is without authority to enroll your child.

Respectfully,

Chairman.

7-1458

Muskogee, Indian Territory, June 15, 1905.

George W. Crowder,

Roswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 8, 1905, asking to be notified when the enrollment of yourself and your family is approved by the Secretary of the Interior so you can file on your lands.

In reply to your letter you are advised that you will be notified when the enrollment of yourself and your family is approved by the Secretary of the Interior.

Respectfully,

Chairman.

Muskogee, Indian Territory, July 12, 1905.

Armstrong & Hunter,

Attorneys at Law.

Boswell, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of your letter of July 6, 1905, asking, if any other attorneys beside your firm appeared in the interest of George W. Crowder in his citizenship matter before the Commission to the Five Civilized Tribes, that you be advised the name of such attorney or agent.

In reply to your letter you are advised that it does not appear from the records of this office that any other attorneys or agent represent George W. Crowder and his family in the matter of their application for enrollment as citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner.

Choctaw 1438

Muskogee, Indian Territory, October 11, 1905.

George W. Crowder,

Boswell, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of October 7 asking if any action has been taken in the matter of the enrollment of your wife, Parlee Crowder, as an intermarried citizen of the Choctaw Nation, and if not, whether further evidence will be required.

In reply to your letter you are advised that no action has yet been taken in the matter of the application of Parlee C. Crowder for enrollment as an intermarried citizen of the Choctaw Nation, but the same will probably be reached for consideration within the near future and in the event further evidence is necessary to determine her right to such enrollment you will be notified. You will be advised of such action as is taken in this case.

Respectfully,

Commissioner.

7-1458

Muskogee, Indian Territory, November 13, 1905.

Parlee C. Crowder,

Boswell, Indian Territory,

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 13, 1905, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against your enrollment. If at the expiration of that time no protest has been filed, your name will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *Tame*

Registered.

Commissioner.

Incl. 7-1458

7-1458

Muskogee, Indian Territory, November 13, 1905.

Armstrong & Hunter,

Attorneys at Law,

Boswell, Indian Territory,

Gentlemen:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on November 13, 1905, rendered his decision granting the application for the enrollment of Parlee C. Crowder as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against her enrollment. If at the expiration of that time no protest has been filed, the name of Parlee C. Crowder will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.

Commissioner.



7-1458

Muskogee, Indian Territory, November 13, 1905.

Mansfield, McMurray & Cornish,  
Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 13, 1905, granting the application for the enrollment of Parlee C. Crowder, as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against her enrollment. If at the expiration of that time no protest has been filed, the name of Parlee C. Crowder will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.

Commissioner

Incl. 7-1458

7-1458  
A-15906

Muskogee, Oklahoma, February 6 1909.

Mr. George W. Crowder,  
Boswell, Oklahoma.

Sir:

I am instructed by the Department of the Interior that in accordance with the decision of the Supreme Court of the United States in the suit instituted by you for yourself, your wife, Parlee C. Crowder, and your four children, Joe, Belzori, Willie and Nettie Myrl Crowder, against the Secretary of the Interior seeking to have erased from the final roll of citizens of the Choctaw Nation any notations indicating an attempt to strike your names from said roll, said notations shall be erased and that you and your said wife and children have all the rights to allotments and payments enjoyed by other citizens as if no attempt had ever been made to cancel your names from this roll.

Said instructions have been carried out by this office, and you are now advised that the status of your name and the names of your said wife and children on the approved roll of citizens of the Choctaw Nation and of your allotment selections in said nation is the same as prior to March 4, 1907, when the Secretary of the Interior directed that your names be stricken from the roll.

Respectfully,

WHA(CM)

*Acty* Commissioner.

7-1458  
A-15907

Muskogee, Oklahoma, February 6, 1909.

Louisa Crowder,

Boswell, Oklahoma.

Madam:

I am instructed by the Department of the Interior that in accordance with the decision of the Supreme Court of the United States in the suit instituted by you against the Secretary of the Interior seeking to have erased from the final roll of citizens by blood of the Choctaw Nation any notations indicating an attempt to strike your name from said roll, said notations shall be erased and that you have all the rights to allotment and payments enjoyed by other citizens as if no attempt had ever been made to cancel your name from this roll.

Said instructions have been carried out by this office, and you are now advised that the status of your name on the approved roll of citizens by blood of the Choctaw Nation and of your allotment selection in said nation is the same as prior to March 4, 1907, when the Secretary of the Interior directed that your name be stricken from the roll.

Respectfully,

WHA(CM)

*Active* Commissioner.

C O P Y

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

Address only  
The Secretary of the Interior.

File-5-51.

January 12, 1909.

The Commissioner to the  
Five Civilized Tribes,  
Muskogee, Oklahoma.

Sir:

November 30, 1908, the Supreme Court rendered decisions in what are known as the Goldsby and Allison cases. These suits were brought to obtain mandates against the Secretary of the Interior to correct the rolls as to said Goldsby and Allisons, on the ground that the Secretary of the Interior after placing their names upon approved rolls of citizenship had attempted to strike them from those rolls without notice and an opportunity to be heard. The decision of the Supreme Court is that mandate shall issue in those cases.

There are many suits of a similar nature pending against the Secretary of the Interior, and after careful conferences between this Department and the Department of Justice it was decided that judgment should be allowed in all pending mandamus actions in which the relators stand clearly in the same position as Goldsby and the Allisons. Pursuant to these conferences and to the judgments which may be entered on account of the above decisions of the

and notations which purport to strike any of the following names from the rolls of citizens of the respective nations of the Five Civilized Tribes:

PERSONS WHO HAD PRIOR TO THE GOLDSBY DECISION INSTITUTED SUITS,  
THE PRINCIPLES OF WHICH ARE UNDOUBTEDLY SIMILAR TO THE  
OPINION OF THE SUPREME COURT IN THAT DECISION.

Chickasaws by Blood.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
4984	Goldsby, John E.	248	U.S.S.C.
4985	Goldsby, Linniel E.	50033	S.C.D.C.
4986	Goldsby, Bessie	50033	S.C.D.C.
4987	Goldsby, Murray M.	50033	S.C.D.C.
4969	Vaughan, Edward A.,	372	U.S.S.C.
4970	Vaughan, Grever C.	371	U.S.S.C.
4971	Vaughan, Oscar S.	371	U.S.S.C.

Chickasaws by Intermarriage.

621	Adams, John Quincy	50033	S.C.D.C.
621	Lancaster, William T.	50033	S.C.D.C.
606	McCoy, Clay	49358	S.C.D.C.
631	Bagland, James W.	51025	S.C.D.C.
596	St. John, Thomas	50353	S.C.D.C.
605	Vaughan, Benjamin V.	373	U.S.S.C.

Shootings by Blood

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
15027	Adams, Wiley,	50033	S.C.D.C.
16048	Antrey, Columbus S.	49722	S.C.D.C.
16040	Beaver, Gertrude	50033	S.C.D.C.
16041	Beaver, Clarence	50033	S.C.D.C.
16042	Beaver, Nellie	50033	S.C.D.C.
16043	Beaver, Myrtle	50033	S.C.D.C.
15917	Beagles, Nellie P.	50033	S.C.D.C.
15911	Crowder, Van	50033	S.C.D.C.
15910	Crowder, Willie	50033	S.C.D.C.
15909	Crowder, Belzoni	50033	S.C.D.C.
15908	Crowder, Joe	50033	S.C.D.C.
15907	Crowder, Louisa	50033	S.C.D.C.
15906	Crowder, George W.	50033	S.C.D.C.
16050	Green, Teddy	49724	S.C.D.C.
16049	Green, Lenora	49724	S.C.D.C.
16033	Howard, Thomas J.	50033	S.C.D.C.
16034	Howard, Horace	50033	S.C.D.C.
16035	Howard, Lonnie	50033	S.C.D.C.
16036	Howard, Mary	50033	S.C.D.C.
16037	Howard, Elmer	50033	S.C.D.C.
16038	Howard, Bettie Pernay	50033	S.C.D.C.
16039	Howard, Dora Lee	50033	S.C.D.C.
15451	James, (or Richardson) Maggie M.	50033	S.C.D.C.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
15452	James, Nellie E.	50033	S.C.D.C.
15453	James, Annelaurie	50033	S.C.D.C.
15454	James, Evaline	50033	S.C.D.C.
15961	James, Agnes	50033	S.C.D.C.
15394	Kirk Gabriella	50355	S.C.D.C.
15393	Kirk, Sarah	50355	S.C.D.C.
15983	Shelton, Emma	51240	S.C.D.C.
15982	Shelton, Frank	51240	S.C.D.C.
15645	Sumpter, John	50033	S.C.D.C.
15646	Sumpter, Amanda Isabella	50033	S.C.D.C.
15647	Sumpter, Jim Andy	50033 51240	S.C.D.C.
15648	Sumpter, Scott Taylor	50033 51240	S.C.D.C.
15649	Sumpter, Dixon D.	51240	S.C.D.C.
15912	Wright, Betsey	50033	S.C.D.C.
15913	Wright, Thomas E.	50033	S.C.D.C.
15914	Wright, Mary M.	50033	S.C.D.C.
15915	Wright, Leonard D.	50033	S.C.D.C.
<u>Orphans by Marriage.</u>			
1428	Allen, Andrew J.	50033	S.C.D.C.
1409	Atwood, Chester C.	50355	S.C.D.C.
1473	Beal, Andrew	50947	S.C.D.C.
1408	Bowling, Mary M.	51240 50033	S.C.D.C.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
1543	Carter, John W.	50634	S.C.D.C.
1464	Cummings, Henry A.	50033	S.C.D.C.
1524	Crowder, Parlee C.	50033	S.C.D.C.
1329	Harris, Calvin Q.	49723	S.C.D.C.
1578	Howard, Carrie	50033	S.C.D.C.
1359	Kirk, J. W.	50354	S.C.D.C.
290	Klugh, August	50033	S.C.D.C.
1027	Perkins, Mattie A.	50353	S.C.D.C.
1491	Reichert, William	51026	S.C.D.C.
1400	Rice, Ambrose L.	374	S.C.D.C.
1423	Shults (or Shultz) Fannie	51026	S.C.D.C.
1495	Shelton, John	50946	S.C.D.C.
1469	Sumpster, Jacob D.	50033	S.C.D.C.
340	Travis, Robert A.	50948	S.C.D.C.
1403	White, Angelina	51026	S.C.D.C.
662	Woodard, Charles A.	49494	S.C.D.C.

Minor Chestaws.

Act of Congress Approved April 26, 1906.

367	Barnett, Effie	50033	S.C.D.C.
457	Beaver, Hazel Galtin	50033	S.C.D.C.
458	Beaver, Claud D.	50033	S.C.D.C.
459	Herbert, Howard	50033	S.C.D.C.
674	Crowder, Nettie Myrl	50033	S.C.D.C.
485	Green, Lee	49724	S.C.D.C.
253	Wright, Fannie Jane	50033	S.C.D.C.



Cherokees by Blood.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
31910	Allison, John	49434	S.C.D.C.
31960	Allison, Johnnie S.	49436	S.C.D.C.
31961	Allison, Frankie P.	49437	S.C.D.C.
31956	Allison, Ida M.	249	U.S.S.C.
31957	Allison, George A.	250	U.S.S.C.

A careful investigation of those names concerning which no suits were brought, but which, after being upon an approved roll of citizens or freedmen of any of the Five Civilized Tribes, were stricken therefrom without notice and an opportunity to be heard, has thus far developed a list which undoubtedly falls within the principles expressed by the Supreme Court in the Goldsby decision. All these persons are in the same position as those named in the above list of those who had filed suits prior to that decision. It follows necessarily that, if suits were instituted in these cases, judgment must be allowed as was done in the case of the names on the above list. For this reason I have decided that it would be improper to delay the correction of the rolls as far as these persons are concerned. Such delay would continue the rolls in an incorrect condition according to the opinion of the Supreme Court, would bring hardship and expense upon the citizens and freedmen involved, and would delay completion of the work of the Commission to the Five Civilized Tribes.

The correction of the rolls in these cases does not add names to the rolls, but merely erases from the rolls interlineations and notations which the court says the Secretary of the Interior has no power to place there. For these reasons you are hereby directed to erase the interlineations and notations which purport to strike any of the following names from the rolls of citizens of the respective nations of the Five Civilized Tribes:

PERSONS WHO HAD NOT INSTITUTED SUITS PRIOR TO THE GOLDBY DECISION BUT WHOSE CASES FALL INEVITABLY UNDER THE PRINCIPLES OF THAT DECISION.

Chickasaws by Blood.

<u>Roll No.</u>	<u>Name.</u>	<u>Roll No.</u>	<u>Name.</u>
5013	Perry, Joe	5014	Perry, Dillard

Chickasaws by Marriage.

622	Archard, John W.	629	Shanks, Mary A.
626	Hargis, Sallie J.	514	Ramsey, Gustavus A.

Choctaws by Blood.

16103	Allen Elizabeth	16110	Crutchfield, Leutitia
16112	Bumgarner, George A.	16106	Crutchfield, Everett
15925	Crowder, John A.	16111	Crutchfield, George W.
15924	Crowder, Pinkie B.	15450	James, Alice M.
15925	Crowder, Katie B.	15972	Jennings, Arthur
15921	Crowder, Eli W.	15973	Jennings, Clyde
15922	Crowder, James	15916	Kiefer, Ardella
15905	Crowder, Winnie Gertrude	16003	Long, James B.
15904	Crowder, John F.	16004	Long, Joseph

<u>Roll No.</u>	<u>Name.</u>	<u>Roll No.</u>	<u>Name.</u>
15903	Crowder, William H.	16005	Long, Verbis
15902	Crowder, Rosa	921	Long, Josephine LaFlere
15901	Crowder, Muggie	922	Long, Jake Laflere
15900	Crowder, Abigail	9258	Pebworth, Henry
15899	Crowder, William J.	15928	Randall, Grover
16105	Crutchfield, Ida	16104	Ritter, David
16107	Crutchfield, Ima	15856	Robinson, Mary E.
16108	Crutchfield, Louvinia	15951	Shelton, Daisy
16109	Crutchfield, William	15857	Trice, Mary A.

Cheotaws by Marriage.

1486	Beagles, Allen	1414	McClure, Madell
1537	Backholts, Jeannette H.	1614	McGahay, Martha J.
1559	Choate, Amanda	1407	McMurry, Lucy
1412	Crowder, Lydia Ann	1550	Ono, Julia
1523	Crowder, Josephine	1410	Paxton, William D.
985	Foster, Mary A.	1406	Rabon, Robert L.
1421	Freeny, Mattie	1490	Reding, Ella
1489	Gann, William Newton	1478	Rigney, Rosa E.
1518	Gray, John Calvin	1219	Roberts, George W.
1214	Gunter, Benjamin B.	1531	Robinson, Frederick E.
1460	Kelly, William F.	1363	Russell, Mattie M.
1476	Lewis, Vicky	1187	Smith, Ira L.
1150	Lindsey, Selden T.	1428	Staton, John T.

<u>Roll No.</u>	<u>Name.</u>	-9-	<u>Roll No.</u>	<u>Name.</u>
1405	Merryman, Sarah		668	Sutherland, Henry
1215	Mitchell, Virginia P.		1470	Tucker, William M.
1519	Mitchell, Mattie S.			
1416	Moran, Mary		1468	Vincent, Charlie S.

Minor Shectan Citizens.

<u>Roll No.</u>	<u>Name.</u>	<u>Roll No.</u>	<u>Name.</u>
724	Braudrick, Jennie Louise	791	Kiefer, Murana
1	Crowder, Rufus Clay	669	Long, Francis
720	Kiefer, Odie A.		

Charokoe by Blood.

31258	Allison, Elmer C.	31259	Allison, Jasper P.
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In order that the action of erasures may be uniform from all names and upon all rolls, you will make such erasures in the following manner: The lines drawn through and purporting to cancel the names from the rolls shall be lined out by drawing across them short transverse lines in red ink. The notations purporting to cancel the names from the rolls shall be lined out by drawing through each line of said notations red horizontal lines. In addition to lining out the interlinations and notations you will insert a note at the foot or side of each page containing any of these corrections, said note to be indicated by stars placed before the names involved. The note shall read as follows:

"Words and lines purporting cancellation erased by authority of departmental letter of January 19, 1909 (File 8-51)."

You will notify all persons, whose status on the rolls

has been recognized as above, of the action taken, and that they have all the rights to allotment and payments enjoyed by other citizens, as though no attempt had ever been made to cancel their names from the rolls.

Except for the Allisona named in above lists, I am not ready to give you a list of the Cherokees and Creeks whose status upon the rolls will be corrected under the principles of the Goldsby decision. Direction concerning them will follow within a week.

There are other names which were upon approved rolls and were erased or stricken therefrom by the Secretary of the Interior without notice. Some of these are already the subject of injunction or mandamus actions against the Secretary of the Interior, and in other cases such action has not been instituted. There are reasons which make it doubtful whether these persons fall indubitably under the principles of the Goldsby decision. Careful consideration of the matter will be given at once, and, according to the decision reached in each case the persons involved will be left to such court action as they deem wise or will have the rolls corrected by departmental action in the manner indicated for the two lists set forth above.

A sample page is inclosed, showing the method of erasure to be followed by all officers in the correction of the rolls.

Very respectfully,

(Signed) James Rudolph Garfield  
Secretary.

1459

Van ~~Robert~~ Crowder et al

Choc

Granted May 23, 1905

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FINE ARTS AND MONUMENTS.

In the matter of the application for the same Patent as  
a citizen by one of the people of the United States.

1879. 1-1-79.

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Robert Crowder as  
a citizen by blood of the Choctaw Nation; being sworn and examined  
by Commissioner McKennon, he testifies as follows:

Q Your name is Robert Crowder? and you are fifty-six years  
old? A Yes sir.

Q How long have you resided in the Choctaw Nation? A I  
have been here all my life, come from Mississippi when I was five  
years old going on six; emigrated here with the Choctaws; father  
fetched me here and I have been here ever since.

Q Do you remember coming here from Mississippi?

A Some things; come on a steam boat, the Captain was named  
Sam Bridges; put off here at Ft. Skullyville.

Q How long have you been recognized as a citizen of the Choctaw  
Nation? A All my life.

Q You have resided here all the while? A Yes sir.

Department of the Interior,

Commissioner McKennon, Goodland, Indian Territory.

I hereby certify that my name is written as  
steno-graphic in the foregoing transcript and that this  
transcript is a true and correct translation of  
my stenographic notes.

M. D. Green



Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of the CROWDER family as citizens by blood of the Choctaw Nation. A. R. Durant, being sworn and examined by Commissioner McKennon, testifies as follows:

Name is A. R. Durant and I am sixty years old.

Q There is some question as to the enrollment of the Crowders as Choctaw citizens, what do you know about their citizenship?

A Well, old man Eli Crowder is the original old man; moved from Tennessee to Mississippi and married my grandfather's sister, and he had children by her, one named Jim Crowder, Louie Crowder, Martin Crowder and a woman, Katie, and Noah Crowder and Sam, and there was a girl I think died in Mississippi before they moved here, I don't remember her name. And when my grandfather's sister died, he married a woman by the name of Goings, that came from, I think, North Carolina to Mississippi, with two brothers, Jim and Gibson Goings, and old man Crowder married Jim and Gib's sister, I have forgotten her name, have known her all my life; they were not Choctaws.

Q What were they? A They were supposed to be Cherokee from what they say themselves, but they were not Choctaws. Old man Louis Crowder, in Jackson County, who is the surviving one of the set of old man Crowder's children, knows well when they

(CHANDLER, #2) Durant, (11)

came to the county, and Will Jones, in Jackson, knows them well when they came to the Choctaw Nation in Mississippi.

Q Which wife is the mother of this family that is here?

A The mother of this family is Going, and the mother of the first family was Durant, Choctaw; old man Louis is the only one living of the first family, he is living in Jackson County; and Dick Crowder, of the last family, is my brother-in-law; I enrolled him as an intermarried citizen, not a Choctaw; he acknowledges that himself.

Q Was he enrolled here yesterday as an intermarried citizen?

A I don't think he was.

(Referring to Dick Crowder's card, it is found that he was enrolled as a citizen by blood.)

Q Is Fannie your sister? A Yes sir.

Q Was Richard Crowder ever enrolled before as a citizen by blood? A I enrolled him when I enrolled him as an intermarried citizen. They was cut out of the lease district funds, you cannot find them on that roll.

Q Do you know whether he was ever enrolled before 1896 as a citizen by blood? A No sir, I do not, I don't know whether he was or not.

Q Where does he live? A About ten miles from here, west. Dick Crowder is the oldest one of the second family, and is not a Choctaw by blood; his name is Richard Crowder, and he is known as <sup>Dick</sup> Richard Crowder.

Q What are the names of those that are here enrolling now?

A . Dick Crowder, that's Richard, my brothe-in-law, Robert Crowder, George Crowder, John Crowder, William Crowder, Tom Crowder, and two of them is dead.

Q Have they got some sisters too? A No, they didn't have no sisters.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

I hereby certify, upon my official oath as stenographer to the above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

(Signed) A. D. Green

Daisy L. Daubin, stenographer to the Commission to the Five Civilized Tribes, upon oath, states that the above and foregoing is a true, full and complete copy of a certified copy of the testimony of A. R. Durant, taken at Goodland, Indian Territory in the matter of the enrollment of the CROWDER family as citizens by blood of the Choctaw Nation.

Sworn to before me this 9<sup>th</sup> day of August, 1904.

*Daisy L. Daubin*  
*Charles H. Sawyer*  
Notary Public.

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of the CROWDER family as citizens by blood of the Choctaw Nation. Richard Crowder, being sworn by Commissioner McKennon, testifies as follows:

Q What is your name? A They call me Dick Crowder, my name is Richard Crowder.

Q What is your age? A About sixty-three years old.

Q How long have you resided in this country?

A I have been here about fifty-three years.

Q How old were you when you came here? A Ten years old.

Q Where did you come from? A I came from Atalla County, Mississippi.

Q What was your father's name? A Eli Crowder.

Q What was your mother's name? A Patsy Crowder.

Q Was your father Choctaw? A No sir, a white man.

Q Was your mother a Choctaw? A My mother always told me she was part Choctaw.

Q You know anything about your grandmother? A No sir, nothing at all; my grand-mother and grand-father was both dead before my recollection. My father had two wives: the first was a Durant, I don't know what her given name was.

Q Did he have children by the first wife? A Yes sir.

Q Can you name them? A Some of the, yes sir, one of them living now, my half-brother, Louis, he lives up here near Bennington.

(CROWDER family, Richard Crowder, #)

Q He is your half-brother, A Yes sir.

Q And son of the first wife? A Yes sir.

Q What are the names of the other children?

A I have a brother, - Harris was the eldest I think, Jackson, James, Louis, Washington, Martin, Samson; and there were two girls, Phoebe and Katie; that was the older set of children.

Q Give the names of your full brothers now, children of your own mother?

A Eli Crowder, Robert, Thomas, William, Joshua, George, John.

Q How many of them are living now here in the Nation?

A There is four besides myself.

Q Has your citizenship ever been questioned before now here?

A Never until this Leased District Payment.

Q That was in 1890? A Yes sir.

Q Did you draw then? A No sir, they didn't pay us, they cut us out; never gave us any chance to prove anything; we never have had a dog's chance to prove anything. Have always been allowed to vote; we was moved here by the United States Government from Mississippi, as Indians, , and drawed out 12 months' rations, and was enrolled and drawed annuity, and then was enrolled and drawed again when I was about seventeen or eighteen years old.

Q Have you ever lived anywhere else except here in the Nation? A Never, not to live a week, since fifty-three years, only here in the Nation. My father and mother is both buried in the old home place; my father was one hundred two years old when he died, and lived all his life in the Choctaw country, with the exception of twenty-three years, that is what he always

(CROWDER family, Richard Crowder, #3)

told me; my mother was an own sister to Jim Goings and Gib Goings; Judge Tom Oakes and Columbus Ervin, appointed Commissioners, enrolled me and my family in Goodland as a Choctaw by blood, and then when Judge Durant and Selvin and others got hold of the books they scratched us off without giving us any hearing at all. And then we got up this proof, my brother John, and went to Governor McCurtain and we was all enrolled; at least that has been my understanding; they put us on the books with the Choctaws. Durant opposed the, and Governor McCurtain ordered him up there with his witnesses to testify against our rights, and he wouldn't go, he just wrote a letter, or rather an affidavit, and sent it up to the Governor.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

I hereby certify, upon my official oath as stenographer to above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

W. D. Green

Daisy D. Daubin, stenographer to the Commission to the Five Civilized Tribes, on oath states that the above and foregoing is a true, full and complete copy of a certified copy of the testimony of Richard Crowder in the matter of the enrollment of the Crowder family.

Sworn to before me this *2<sup>nd</sup>* day of August, 1904.

*Daisy D. Daubin*  
*Charles H. Lawrence*  
Notary Public.

Commission to the Five Civilized Tribes,  
Durant, Indian Territory.

In the enrollment of the CROWDER family as Choctaws by blood; Billy Jones being sworn and examined by Com'r McKennon testifies:

(Questioned by G. W. Dukes, Choc. Com'r)

Q Do you know the Crowder family? A I have known them ever since I could remember anything. I never heard of the Crowders being called Choctaws or claiming to be Choctaws; they used to claim to be Cherokees.

(Questioned by Choc. Com'r Lewis)

Q You mean Old Man Crowder's last wife's children? A Yes sir.

Q His first set of children was Choctaw? A Yes sir.

Q Can you give the names of them that are alive by his last wife? A Dick Crowder is the oldest, Bob Crowder, Tom, Bill, Josh, George, and the others are all dead.

Q Aint John got some children? A Yes, got some children by a white woman.

Q That one they call Bun Crowder, his children are Choctaws aint they? A He never had any children.

Q You say their mother always claimed to be Cherokee? A Yes sir and still her other people says so.

Q Where did they come from to the Choctaw Nation? A I don't know.

Q Did they come to the Choctaws in Mississippi? A Yes sir.

Q Did she have two brothers that came with her? A Yes sir, Jim Goings and Gibson Goings.

(CROWDERS #2)

Q Then was her brothers? A Yes sir.

Q What was her name? A I couldn't tell you. She married old man Eli Crowder; I think her name was Patsy Goings before she married Crowder.

Q (Dukes) Was this Goings any relation of Isham Goings?

A Jim Goings was the father of Isham Goings.

Q Jim Goings married a Choctaw? A Yes sir.

Q (By Lewis) You knew these folks back in Mississippi when they first came there? A Yes sir, we all emigrated here together from Mississippi. Tom Crowder married a Cherokee woman directly after the War, and I think he has got five of them children.

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DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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I hereby certify, upon my official oath as stenographer to above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

W D Green

Daisy D. Daubin, stenographer to the Commission to the Five Civilized Tribes, upon oath, states that the above and foregoing is a true, full and correct copy of a certified copy of the testimony of Billy Jones, taken at Durant, Indian Territory in the matter of the enrollment of the Crowder family.

*Daisy D. Daubin*  
Sworn to before me this 9<sup>th</sup> day of August, 1904.

*Charles H. Sawyer*  
Notary Public.



Department of the Interior,  
Commission to the Five Civilized Tribes.

Aloka, Indian Territory, September 8, 1904.

In the matter of the application of Robert Crowder  
for enrollment as a citizen by blood of the Choctaw  
Nation, Choctaw Number 1459.

ROBERT CROWDER, having been by me first duly sworn,  
testified as follows:

Examination by the Commission.

- Q What is your name? A Van Crowder. They enrolled me as Robert Crowder. I go by the name of Robert Crowder.
- Q What is your real name? A My real name is Van Crowder-- what I was named by birth--but I was nick-named Robert Crowder, and I am known by that. That is what I told the Commission at Goodland, when I first enrolled, but they wouldn't enroll me that way.
- Q How old are you? A Sixty-one.
- Q What is your post-office address? A Boswell. I have been living there 15 years.
- Q What is where you got your mail now? A Yes, sir.
- Q Where were you born? A Born in Mississippi.
- Q What is your father's name? A Eli Crowder.
- Q Is he an Indian or a white man? A White man.
- Q What is the name of your mother? A Patsy Going.
- Q How do you spell that? A I couldn't tell you; I can't read.
- Q How long have you lived in the Choctaw Nation? A I was born in Mississippi, and I was fetched here when I was five years old, with the Choctaws, and have been here ever since.
- Q Who brought you here? A A man by the name of Sam Bridges was our captain.
- Q What year did you come here? A I couldn't tell you; I was a little kid only five years old.
- Q Did your father and mother come here? A Yes, sir.
- Q After you came here were you admitted to citizenship? A Been a citizen all my life.
- Q Were you admitted by the Choctaw Council? Was there any act of admission to your mother or father? Did they go before the Council and become admitted? A Yes.
- Q Then was that? A That was when they first come here.
- Q Were they actually ever admitted to citizenship by the Choctaw Council? A Yes, sir.
- Q When? A I couldn't tell you.
- Q How do you know they were admitted? A Well, I don't know for certain.
- Q Then, in answer to that question--were they ever admitted--you do not know? A No, sir, I don't.

- Q Answer the questions from your own knowledge? You don't know that they were ever admitted at all? A No, only we have drawn annuity.
- Q You say you are about 61 years old? A Yes, sir.
- Q They brought you here when you were five years old? A Yes.
- Q That would make some time between 1835 and 1840 that you came here? A Yes, sir.
- Q Where did you settle? A On the fork of Boggy. Staid there 7 years,-- east of the fork of Boggy,--we staid there 7 years. From there we moved over on the Crowder Prairie,--which is about 8 miles southeast of Boswell City. That's where we was raised.
- Q Have you lived there ever since that time? A I lived in the Nation. I lived over close to Fort Smith,--I lived over there a couple of years, then I moved down here and have been right in that settlement ever since I moved back.
- Q Have you always been recognized by the Choctaws since you came here as a Choctaw, a citizen? A Yes, sir.
- Q Were you enrolled in 1835? A At Goodland.
- Q In 1835, when they made the census of the Choctaws--not when the Dawes Commission let. I am talking about 50 years ago when the Choctaws made the census roll? A Well, they come right to my house and took me down.
- Q Where were you living in 1893, in what county? A Down on Red River.
- Q In Red River County? A No, sir, in Jackson County; it is now. Did you get the \$103.00 that was paid in the Leased District payment? A No, sir.
- Q Why didn't you? A Wilson Jones was governor and he wouldn't let Green McCurtain, who was treasurer, pay us.
- Q Why wouldn't he? A Because we were all in trouble.
- Q What trouble? A My nephew had killed Wilson's son, and he was governor, the Choctaw Governor, and he just cut us out of it, that is the cause of our trouble.
- Q You knew you had a right to that money? A Yes, sir.
- Q Did you ever make an effort to get it? A No, sir.
- Q Why not? A Because we thought it would be best maybe to let it go. McCurtain told me out of his own mouth that he tried to get Wilson to let him pay it, and he says, "No, I can keep them out and I won't let you pay it at all. They will put it all together--there is a whole lot of them--and they will put it all together to defend the boy, and it will cost me a whole lot of money to convict him.
- Q After they made the '93 payment there were a good many people who were not paid who went to ~~the~~ Tuskahoma to the Council afterwards.
- Q Did you go there? A No, sir.
- Q Why didn't you? A I didn't know how to get it. Joe Fveridge told us he could get it for us, but we never made no effort to get it.
- Q How many brothers and sisters have you? A I haven't got nary sister living. I have got--let's see there is five of us living.
- Q What are the names of the ones living? A Richard Crowder, and me and Thomas Crowder and William Crowder and George Crowder living.
- Q They all came here with your father and mother? A Yes, and some were born here.
- Q You all had a good many children in 1893, didn't you? A No, I never had but one.
- Q Your brothers had? A Yes, sir.

- Q Did any of them get the \$50 payment? A Yes, sir.
- Q Who? A Brother Bill's children -- some of them got it -- and brother George's children got it, and brother Jos's children all got it.
- Q You claim to be a citizen by blood of the Choctaw Nation? A Yes, I have been married to a Choctaw woman.
- Q What is her name? A Louisa Fitchley was her name.
- Q When were you married? A The second year after the war.
- Q Where? A Close to Skullyville, and Peter Folsom married me.
- Q Have you got a marriage certificate? A There wasn't none required then.
- Q Have you got one? A No.
- Q Have you got any evidence of the fact of your marriage to Louisa Fitchley? A No, only I guess I could find some of the folks down there.
- Q Who was present? A I don't know of anybody here, but there was at a big meeting over at Skullyville County.
- Q Have you lived with her ever since? A Yes, living with her now.
- Q Has there been any separation or divorce? A No, sir.
- Q Were you married prior to the Treaty of 1830? A Yes, I reckon so.
- Q When were you married? A The second year after the war, I can't tell the year. I ain't got no learning.
- Q Do you remember when they made the treaty over in Fort Smith? A Yes, but I don't know what year it was.
- Q Were you married when they made the treaty? A Yes, sir.
- Q How long have you been married? A I don't know; since that time, I reckon, or close to it.
- Q About how long? A I was just married. I was married directly it seems to me about two years after the peace was made.
- Q You say you married before they made the treaty in Fort Smith, -- you are clear that? A Yes, sir.
- Q You were living in Skullyville County? A Yes.
- Q How long before the treaty was made over in Fort Smith was it that you were married? A I couldn't tell you to save my life.
- Q You are sure you were married at the time of the treaty? A Yes.
- Q You have lived with this woman ever since? A Yes, sir.
- Q In 1831 -- about 4 years ago -- when the commission was at Vinita, did it you have an attorney prepare a petition for you to be admitted as a citizen of the Choctaw Nation, and have it forwarded to the Commission at Vinita? A It was done. It might have been brother George.
- Q Was it your name in a petition? Didn't you join with your brothers? A Yes, I joined with my brothers, but he passed it -- brother George did.
- Q What did the Commission do with that application? A Well, I think they give some of us a white notice.
- Q What did that notice say? A I don't know. It throwed us plum loose.
- Q What do you mean? A Make us United States Citizens.
- Q Rejected you? A Yes, sir.
- Q Did you appeal from that to the United States Court? A No, sir; I never had no lawyer until I got up here and found they had filed in my pasture, and I come up here and got this lawyer here.
- Q Who prepared that petition and sent up there in 1836? A I don't know a thing in the world about it. Brother George done all that work. I never had nothing to do with that only I put in my \$3.00.
- Q Were you ever before the United States Court, -- your citizenship case? A No, sir.

- Q Has not there been a good deal of question about your citizenship in the Choctaw Nation in the last 10 years? A Yes, sir; been right smart talk about it, but I ain't never bothered myself. I thought it would come through all right. I wouldn't have been bothering now about it if they hadn't filed in my pasture.
- Q Where were you living when they made the '96 rolls, the Choctaws, eight years ago, when they made the roll? A I was living down here south of Boswell.
- Q Did you go to the census enumerators? A No, sir.
- Q Did they come to your house? A Yes, sir.
- Q Was there any question about them enrolling you in 1896, when they were making that census roll? A No, sir.
- Q What did you say your mother's maiden name was? A Patsy Going.
- Q Where was she born? A In Mississippi.
- Q Where in Mississippi? A I couldn't tell you.
- Q Did she ever have any Indian name? A Not as I know of.
- Q Do you know who her father and mother were? A No, I don't recollect; she always said she was an Indian, that is all I know; she looked like one.
- Q You were moved out here--your father, mother and brothers? A Yes, sir.
- Q Who moved you? Sam Bridges.
- Q Who was he? A A white man.
- Q Do you know where you were moved from in Mississippi--what place? A No, sir, I recollect where we crossed the big black river,--that is about all I remember. I recollect crossing that and getting on the boat and about where I got off,--we were put off at Fort Coffee, close to Skullyville.
- Q Were there any other people came with you? A Yes, a whole lot of Choctaws. There was one old Choctaw down there--Billy Jones--he came with us. He was a young man then.

Examination by Attorney C. E. McPherrin.

- Q You stated that you thought your brother made the application to the Dawes Commission for enrollment in which your name appeared, in 1896,--what brother was that? A George.
- Q Do you know whether or not your brother Richard's name appeared in that petition? A I don't know.
- Q Did you ever see the petition? A No, sir.
- Q Did you ever sign it? A No, sir.

Witness Excused.

RICHARD CROWDER, having been called as a witness and duly sworn, testified in behalf of the applicant as follows:

Examination by the Commission.

- Q What is your name? A Richard Crowder.
- Q How old are you? A I was 69 years old last March.
- Q What is your post-office address? A Atlas.
- Q Are you a citizen of the Choctaw Nation? A Yes, sir.

- Q Have you been enrolled by the Commission? A Yes, sir.
- Q Got your allotment? A Yes, sir, and my certificates.
- Q Are you a brother of Robert Crowder? A Yes, sir, own brother.
- Q Same mother, same father? A Yes, sir.
- Q When did you come to the Choctaw Nation? A We came here in about 1845, as well as I recollect.
- Q How old were you when you moved out here? A Ten years old.
- Q Where did you come from? A From Attala County, Mississippi.
- Q What was your mother's name? A My mother's name was Fatsy Going.
- Q Was Fatsy Going her maiden name? A Yes, sir.
- Q Do you know the name of her father and mother? A No, sir. They died before she married to my father.
- Q How did your father and mother happen to come from Mississippi to the Indian Territory? A We were emigrated here with a bunch of Indians by the United States.
- Q How many Indians were there? A Three hundred I reckon.
- Q When did you leave Mississippi? A In the spring of 1845.
- Q When did you reach here? A We left Port Coffee, we came on a steam-boat. We went to Yazoo City and got on a steam-boat there, and we came down the river to Mississippi, and then we came up Mississippi to the mouth of the Arkansas, and came up the Arkansas River to Port Coffee, five miles above Fort Smith, where we landed.
- Q It was about 1845 when you reached here? A Yes, sir. We left there in the Spring--probably May.
- Q After your father and mother reached the Choctaw Nation did they ever go to the Council? A No, sir, they didn't require us to do it.
- Q Your father and mother were never admitted to citizenship in the Choctaw Nation by the Council? A No, sir.
- Q Have you always been recognized by the Choctaw Tribal Authorities as a citizen? A I always have, sir.
- Q Did you get any part of the net proceed payment, made in 1880? A Yes, sir.
- Q How much did you get? A I don't recollect what the whole amount was. I recollect what I got--\$182.00.
- Q What did you get that money for? A I got that money for father's improvements in Mississippi. That is, what he put in not the land but the improvements.
- Q Was your claim adjudicated by the Court of Claims? A Yes, sir.
- Q You put in claim for improvements that your father owned in Mississippi? A Yes, sir.
- Q In 1885, when the Choctaws were making the first census roll, were you enrolled? A I was enrolled at Goodland.
- Q Did you draw the '93 payment? A No, sir.
- Q Did you attempt to draw it? A Yes, sir.
- Q What was the matter? A Governor Jones--My nephew killed Governor Jones' son, and he was governor at the time of this payment, and he rejected us, I suppose, on that grounds. He also, when Governor McCurtain was treasurer, told him that we had a right to it, and it ought to be paid, and Governor Jones he said if he paid that money to Crowders they will put it together--that \$103.00--to defend our brother's child, our nephew, and on that account we will leave them out. Governor Jones told that to Mr. McCurtain and to Joe Everedge.
- Q Did you or your family ever get that payment? A No, sir. I drew my wife's and little granddaughter's; I never got mine.
- Q Your wife is a Choctaw? A Yes, sir, she is dead now.
- Q About eight years ago, when the Commission was at Vinita,

- there were a good many people down here that made up petitions and sent them up there to be admitted,--did you make such a petition? A No, sir, never have made no petition.
- Q Were you ever a party to such a petition? A No, sir; if my name was on a petition I don't know anything about it.
- Q You say you got \$182.00 from the Net Proceed payment? A Yes, as well as I recollect.
- Q That was for a claim that your father had for improvements that he owned in Mississippi, as a Choctaw Indian? A Yes, sir.
- Q What was the total amount of that claim? A I don't recollect what the total amount was. I am uneducated, and never put anything down or had it put down.
- Q Where were those improvements located in Mississippi? A I don't know that I could tell you right where. They were located, as well as I recollect--you see I was only ten years old when I left there, and that has been 59 years ago--and they were located, though, near a creek that was known as Big Sinny Ash, and as well as I recollect, the way father used to start to court at Kosciusko, we must have been west of this county seat about 10 miles.
- Q Do you know the title of that claim that your father had against the Choctaw Nation and the United States for the net proceed payment? A The title of it?
- Q Yes, sir? A Well, the only title I suppose he had was that it was his improvements.
- Q Eli W. Crowder, that was your father's name? A Yes, sir.
- Q Were you moved from that country by a man by the name of Sam Bridges, who was under Stone? A Yes.
- Q There has been considerable question raised in the last 10 years as to your citizenship here in the Choctaw Nation, has there not? A No, sir, there has never been a question raised only as to that leased district payment, and then at the enrollment here at Goodland, the first time the commission was there.
- Q At the time the Commission was at Goodland and you appeared for enrollment didn't the attorneys for the Choctaw Nation and the Choctaw Citizenship Commission object to your enrollment? A No, sir, Alex Durant he filed a complaint against us. He was my wife's brother, but it was just through prejudice that he did it. And then when we come to this country from Mississippi, in that day and time, the Government furnished 12 months' rations and we got that. We drew that and we drew two annuities, and my father drew one soon after we came here,--\$1.50 a head, and the last one they had I drew mine at Mayhew, it was a five-dollar gold piece.
- Q Those payments were what were known as bread money? A I don't know, sir. No, sir, that is annuity money that they owed the nation somehow,--I couldn't tell you how. They all drew it.
- Q Those payments were made before the war? A Yes, sir.
- Q You haven't drawn any payments since the war? A Only this net proceed payment; there has been no payment since the war.
- Q And that was the '93 payment that you had this trouble over about the killing of Governor Wilson's son? A Yes, sir.

Witness excused.

Choc. 1459, -----

Mary E. Rogers, having been by me first duly sworn,  
on oath states that the above and foregoing is a full, true  
and correct transcript of her stenographic notes as taken  
in said cause on said date.

Subscribed and sworn to before me on this 12<sup>th</sup> day of  
September, 1904.

*Mary E. Rogers*

*Wm. S. Chubb*  
Notary Public.



7-1450.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Van Crowder (or Robert Crowder) as a citizen by blood of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the census card record in this case that on May 9, 1896, Van Crowder (or Robert Crowder) appeared before the Commission and made personal application for enrollment as a citizen by blood of the Choctaw Nation.

It appears from the records of the Commission that on September 7, 1896, in the case entitled "Bob Crowder, et al., vs. Choctaw Nation" (1896 Choctaw Citizenship Docket, case number 749), the applicant, Van Crowder (or Robert Crowder), made original application to this Commission, under the provisions of the act of Congress approved June 10, 1896 (29 Stat., 321) for admission to citizenship in the Choctaw Nation, claiming his right thereto as a citizen by blood, and on December 3, 1896, the said Van Crowder (or Robert Crowder) was by this Commission denied admission to citizenship in the Choctaw Nation, from which decision of the Commission no appeal was taken.

It appears upon an examination of the tribal rolls in the possession of the Commission that the applicant is identified upon the 1885 Choctaw Census Roll, Kiamitia County, number 682 and also upon the 1896 Choctaw Census Roll, Jackson County, number 2748, enrolled on said rolls as a citizen by blood of said nation.

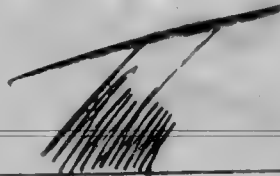
It appears from the record herein that the applicant was a resident in good faith of Indian Territory on June 28, 1898.

It is, therefore, the opinion of this Commission that, following the ruling of the Department in the case of Wiley Adams (I.T.D. 4398-1903), the denial of the applicant under the provisions of the act of Congress approved June 10, 1896 (29 Stat., 321) was without authority of law and of no

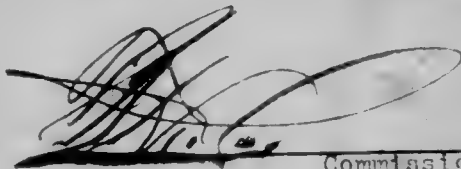


force and effect upon the status of this applicant as a citizen by blood of the Choctaw Nation and that Van Crowder (or Robert Crowder) should be enrolled as a citizen by blood of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.



Chairman.



Commissioner.

*C. R. Buchanan*  
Commissioner.

Muskogee, Indian Territory,  
MAY 23 1905

7-1459

Vuskogee, Indian Territory, May 23, 1905.

COPY.

Van (or Robert) Crowder,  
Boswell, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered May 23, 1905, granting the application for your enrollment as a citizen by blood of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

James H.

Chairman.

Registered.  
Enc. 7-1459.

7-1459

Muskogee, Indian Territory, May 23, 1905.

Chas. E. McPherson,

Attorney at Law,

Caddo, Indian Territory.

COPY:

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on May 23, 1905, rendered its decision granting the application for the enrollment of Van Crowder (or Robert Crowder) as a citizen by blood of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Jame Dicks

Registered.

Chairman.

7-1469

Muskogee, Indian Territory, May 23, 1905.

COPY.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered May 23, 1905, granting the application for the enrollment of Van Crowder (Robert Crowder) as a citizen by blood of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tamc B.*

SIGNED

Registered.

Enc. 7-1469

See 7-4718 for registry receipt for this letter.

Chairman.

Substitute

7-1459.

Muskogee, Indian Territory, December 12, 1902.

V. Crowder.

Crowder, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 5th inst., in which you state that your correct name is V. Crowder, but that you are by the name of Bob or Robert Crowder; that your wife is Louisa Crowder and the name of your daughter is Alice Crowder; and ask if you and your family are properly enrolled.

You are advised that it appears from the records of the Department that Robert Crowder, his wife Louisa Crowder, and their minor child, Alice Crowder, have been duly listed for enrollment as citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner in Charge.

Choctaw 1459

Muskogee, Indian Territory, April 9, 1904.

Green McCurtain,

Principal Chief Choctaw Nation,  
Winta, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of April 4, asking the status of Robert Crowder and why he has not been enrolled as a citizen by blood of the Choctaw Nation. You state that his wife is a duly enrolled Choctaw by blood, and so far as you know, his rights as a citizen of the Choctaw Nation have been determined by the Choctaw Council.

In reply to your letter you are advised that there is no evidence on file with the application of Robert Crowder for enrollment as a citizen by blood of the Choctaw Nation to show that he was admitted by an act of the Choctaw Council and if this is correct it would be well for him to forward a certified copy of the act of the Choctaw Council admitting him to citizenship for consideration in connection with his case.

Respectfully,

Commissioner in Charge.

Choctaw  
1449-1458-1459.

Muskogee, Indian Territory, April 13, 1904.

James R. Armstrong,  
Boswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 5, relative to the status of the enrollment of William J. Crowder, and certain other members of the Crowder family, who, you state, are brothers of Thomas and Richard Crowder.

In reply to your letter you are informed that it appears from our records that William J. Crowder, George W. Crowder and Robert Crowder, children of Eli and Patsy Crowder, have been listed for enrollment as citizens by blood of the Choctaw Nation but their names have not yet been placed upon the schedules of citizens by blood of said Nation prepared for forwarding to the Secretary of the Interior for the reason that it appears that application was made to this Commission in their behalf for citizenship in the Choctaw Nation under the Act of Congress of June 10, 1896, and the Commission denied their application. Their final rights to enrollment as citizens by blood of the Choctaw Nation have not yet been passed upon. It appears, however, from the records of the Choctaw Nation in the possession of the Commission that the names of these persons are found

J R A 2

on the 1896 Census Roll of the Choctaw Nation.

As soon as decisions are reached in these cases the applicants will be notified of the action taken therein.

Respectfully,

Commissioner in Charge.



Wichita, Indian Territory, April 21, 1904.

Hon. Green McCurtain,

Principal Chief, Choctaw Nation,

Winta, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 14th inst., relative to the status of the application for enrollment of Robert Crowder, and you state that the Robert Crowder concerning whom your inquiry is made is a citizen of the Choctaw Nation by intermarriage, that his citizenship in the Choctaw Nation has never been disputed and you desire to be advised as near as may be when his enrollment will be approved.

You are informed that Robert Crowder, now about 61 years of age, of Jackson, Indian Territory, the husband of Louisa Crowder, whose maiden name was Pitchlynn, was listed for enrollment May 9, 1899, as a citizen by blood of the Choctaw Nation, but his name has not yet been placed upon a schedule of citizens of said Nation, to be forwarded to the Secretary of the Interior.

Our records, however, do not show any person by the name of Robert Crowder to be an applicant for enrollment as an inter-married citizen of the Choctaw Nation.

If the Robert Crowder described above is not the person concerning whom your inquiry is made, a further communication rela-

G MoC 2

tive thereto containing information which will enable the Commission to identify him, will receive prompt attention.

Respectfully,

Chairman.

7-1459

Muskogee, Indian Territory, September 1, 1904.

Chas. B. McPherron,  
Attorney at Law,  
Caddo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 27th ultimo, in reference to the Choctaw enrollment case of Van Crowder. You state that the Commission has this man listed under the name of Robert Crowder, and in conclusion you request that an order be issued permitting him to appear at Atoka on the 6th and 7th of September, 1904, for the purpose of submitting such additional testimony as may be necessary.

In reply to your letter you are informed that Robert Crowder, sixty years of age, of Crowder, Indian Territory, appears upon the records of the Commission as an applicant for enrollment as a citizen by blood of the Choctaw Nation. If it is desired to submit additional testimony in this case at Atoka on September 6th and 7th, 1904, it is suggested that Mr. Crowder with such witnesses as he desires to have testify be present on either of said dates.

Respectfully,

Chairman.

Muskogee, Indian Territory, March 31, 1905.

L. D. Horton,

Attorney at Law,

2  
Boswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 25, enclosing affidavits of Alice Nelson (Crowder) and Nancy Chastain to the birth of Simon Nelson, son of Richard and Alice Nelson, January 17, 1905 and the same have been filed with our records as an application for the enrollment of said child.

Receipt is also acknowledged of the affidavit of Richard Nelson to his marriage to Alice Crowder and that his certificate is on file with the records of the Commission.

Respectfully,

Chairman.

7-1489

Muskogee, Indian Territory, March 29, 1907.

Van Crowder,

Boswell, Indian Territory.

Dear Sir:

You are hereby advised that in accordance with an opinion of the Attorney General of the United States of February 12, 1907, the Secretary of the Interior on March 4, 1907, directed the cancellation of your enrollment upon the roll of citizens by blood of the Choctaw Nation.

Your name has accordingly been stricken from the copy of said roll in the possession of this office.

Respectfully,

Acting Commissioner.

C O P Y.

DEPARTMENT OF THE INTERIOR.  
WASHINGTON. L

Address only  
The Secretary of the Interior.

January 19, 1909.

File-5-51.

The Commissioner to the  
Five Civilized Tribes,

Muskogee, Oklahoma.

Sir:

November 30, 1908, the Supreme Court rendered decisions in what are known as the Goldsby and Allison cases. These suits were brought to obtain mandates against the Secretary of the Interior to correct the rolls as to said Goldsby and Allisons, on the ground that the Secretary of the Interior after placing their names upon approved rolls of citizenship had attempted to strike them from those rolls without notice and an opportunity to be heard. The decision of the Supreme Court is that mandate shall issued in those cases.

There are many suits of a similar nature pending against the Secretary of the Interior, and after careful conferences between this Department and the Department of Justice it was decided that judgment should be allowed in all pending mandamus actions in which the relators stand clearly in the same position as Goldsby and the Allisons. Pursuant to these conferences and to the judgments which

may be entered on account of the above decisions of the Supreme Court, you are hereby directed to ~~erase~~ the interlineations and notations which purport to strike any of the following names from the rolls of citizens of the respective nations of the Five Civilized Tribes: PERSONS WHO HAD PRIOR TO THE GOLDSBY DECISION INSTITUTED SUITS,

THE PRINCIPLES OF WHICH ARE UNDOUBTEDLY SIMILAR TO THE  
OPINION OF THE SUPREME COURT IN THAT DECISION.

Chickasaws by Blood.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
4984	Goldsby, John E.	248	U.S.S.C.
4985	Goldsby, Linniel E.	50033	S. C.D.C.
4986	Goldsby, Bessie	50033	S.C.D.C.
4987	Goldsby, Murray M.	50033	S.C.D.C.
4969	Vaughan, Edward A.	372	U.S.S.C.
4970	Vaughan, Grover C.	371	U.S.S.C.
4971	Vaughan, Oscar S.	371	U/S.S.C.

Chickasaws by Intermarriage.

621	Adams, John Quincy	50033	S.C.D.C.
621	Lancaster, William T.	50033	S.C.D.C.
606	McCoy, Clay	49358	S.C.D.C.
631	Ragland, James W.	51025	S.C.D.C.
596	St. John, Thomas	50353	S.C.D.C.
605	Vaughan, Benjamin F.	373	U.S.S.C.

Choctaws by Flood.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
15027	Adams, Wiley	50033	S.C.D.C.
16048	Autrey, Columbus F.	49722	S.C.D.C.
16040	Beaver, Gertrude	50033	S.C.D.C.
16041	Beaver, Clarence	50033	S.C.D.C.
16042	Beaver, Nellie	50033	S.C.D.C.
16043	Beaver, Myrtle	50033	S.C.D.C.
15917	Beagles, Nellie W.	50033	S.C.D.C.
15911	Crowder, Van	50033	S.C.D.C.
15910	Crowder, Willie	50033	S.C.D.C.
15909	Crowder, Belzooi	50033	S.C.D.C.
15908	Crowder, Joe	50033	S.C.D.C.
15907	Crowder, Louisa	50033	S.C.D.C.
15906	Crowder, George W.	50033	S.C.D.C.
16050	Green, Teddy	49724	S.C.D.C.
16049	Green, Lenora	49724	S.C.D.C.
16033	Howard, Thomas J.	50033	S.C.D.C.
16034	Howard, Horace	50033	S.C.D.C.
16035	Howard, Lonnie	50033	S.C.D.C.
16036	Howard, Emery	50033	S.C.D.C.
16037	Howard, Elmer	50033	S.C.D.C.
16038	Howard, Bettie Perney	50033	S.C.D.C.
16039	Howard, Dora Lee	50033	S.C.D.C.
15451	James, (or Richardson), Maggie M.	50033	S.C.D.C.



<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
15452	James, Ellis E.	50033	S.C.D.C.
15453	James, Analaurie	50033	S.C.D.C.
15454	James, Evalina	50033	S.C.D.C.
15961	James, Agnes	50033	S.C.D.C.
15394	Kirk, Gabriella	50355	S.C.D.C.
15393	Kirk, Sarah	50355	S.C.D.C.
15953	Shelton, Emma	51240	S.C.D.C.
15952	Shelton, Frank	51240	S.C.D.C.
15645	Sumpter, John	50033	S.C.D.C.
15646	Sumpter, Amanda Isabella	50033	S.C.D.C.
14647	Sumpter, Jim Andy	(50033 51240	S.C.D.C.
15648	Sumpter, Scott Taylor	50033 51240	S.C.D.C.
15649	Sumpter, Dixon D.	51240	S.C.D.C.
15912	Wright, Betsey	50033	S.C.D.C.
15913	Wright, Thomas E.	50033	S.C.D.C.
15914	Wright, Mary M.	50033	S.C.D.C.
15915	Wright, Lenard D.	50033	S.C.D.C.
<u>Choctaws by Marriage.</u>			
1628	Allen, Andrew J.	50033	S.C.D.C.
1409	Atwood, Chester C.	50353	S.C.D.C.
1473	Beal, Andrew	50947	S.C.D.C.
1408	Bowling, Mary M.	51026 50033	S.C.D.C.

Roll No.	Name.	Suit No.	Court.
1543	Carter, John W.	50534	S.C.D.C.
1464	Cummings, Henry A.	50033	S.C.D.C.
1524	Crowder, Parlee C.	50033	S.C.D.C.
1329	Harris, Calvin Q.	49723	S.C.D.C.
1578	Howard, Carrie	50033	S.C.D.C.
1399	Kirk, J. W.	50554	S.C.D.C.
290	Klugh, August	50033	S.C.D.C.
1027	Perkins, Mattie A.	50353	S.C.D.C.
1491	Reichert, William	51026	S.C.D.C.
1400	Rice, Ambrose L.	374	S.C.D.S.
1423	Shults (or Shultz) Fannie	51026	S.C.D.C.
1495	Shelton, John	50946	S.C.D.C.
1469	Sumpter, Jacob D.	50033	S.C.D.C.
340	Travis, Robert A.	50948	S.C.D.C.
1403	White, Angelina	51026	S.C.D.C.
662	Woodard, Charles A.	49494	S.C.D.C.

Minor Choctaws.

Act of Congress Approved April 26, 1906.

367	Barnett, Effie	50033	S.C.D.C.
457	Beaver, Hazel Calvin	50033	S.C.D.C.
458	Beaver, Claud D.	50033	S.C.D.C.
459	Herbert, Howard	50033	S.C.D.C.
674	Crowder, Nettie Myrl	50033	S.C.D.C.
685	Green, Lee	49724	S.C.D.C.
253	Wright, Fannie Jane	50033	S.C.D.C.

Cherokees by Blood.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
31910	Allison, John	49434	S.C.D.C.
31960	Allison, Johnnie S.	49436	S.C.D.C.
31961	Allison, Frankie P.	49437	S.C.D.C.
31956	Allison, Ida B.	249	U.S.S.C.
31957	Allison, George A.	250	U.S.S.C.

A careful investigation of those names concerning which no suits were brought, but which, after being upon an approved roll of citizens or freedmen of any of the Five Civilized Tribes, were stricken therefrom without notice and an opportunity to be heard, has thus far developed a list which undoubtedly falls within the principles expressed by the Supreme Court in the Goldsby decision. All these persons are in the same position as those named in the above list of those who had filed suits prior to that decision: It follows necessarily that, if suits were instituted in these cases, judgment must be allowed as was done in the case of the names on the above list. For this reason I have decided that it would be improper to delay the correction of the rolls as far as these persons are concerned. Such delay would continue the rolls in an incorrect condition according to the opinion of the Supreme Court, would bring hardship and expense upon the citizens and freedmen involved, and would delay completion of the work of the Commission to the Five Civilized Tribes.

The correction of the rolls in these cases does not add names to the rolls, but merely erases from the rolls interlineations and notations which the court says the Secretary of the Interior has not power to place there. For those reasons you are hereby directed to erase the interlineations and notations which purport to strike any of the following names from the rolls of citizens of the respective nations of the Five Civilized Tribes:

PERSONS WHO HAD NOT INSTITUTED SUITS PRIOR TO THE GOLDSBY DECISION BUT WHOSE CASES FALL INDUBITABLY UNDER THE PRINCIPLES OF THAT DECISION.

Chickasaws by Blood.

Roll No.	Name.	Roll No.	Name.
5013	Perry, Joe	5014	Perry, Dillard

Chickasaws by Marriage.

622	Archerd, John W.	629	Shanks, Mary A.
626	Hargis, Sallie J.	514	Hamsey, Gustavus A.

Choctaws by Blood.

16103	Allen, Elizabeth	16110	Crutchfield, Loutitia
16112	Pumgarner, George A.	16106	Crutchfield, Everet
15925	Crowder, John A.	16111	Crutchfield, George W.
15924	Crowder, Pinkie B.	15450	James, Alice F.
15923	Crowder, Katie B.	15972	Jennings, Arthur
15921	Crowder, Eli W.	15973	Jennings, Clyde
15922	Crowder, James	15916	Keifer, Ardella
15905	Crowder, Winnie Gertrude	16003	Long, James S.
15904	Crowder, John F.	16004	Long, Joseph

Roll No.	Name.	Roll No.	Name.
15903	Crowder, William H.	16005	Long, Forbis
15902	Crowder, Rosa	921	Long, Josephine DeFlore
15901	Crowder, Maggie	922	Long, Jake DeFlore
15900	Crowder, Abigail	9258	Pebworth, Henry
15899	Crowder, William J.	15928	Randall, Grover
16105	Crutchfield, Ida	16104	Ritter, David
16107	Crutchfield, Ima	15856	Robinson, Mary E.
16108	Crutchfield, Louvinia	15851	Shelton, Daisy
16109	Crutchfield, William	15857	Trice, Mary A.

Choctaws by Marriage.

1486	Beagles, Allen	1414	McClure, Madell
1537	Buckholts, Jeanetta H.	1614	McLahey, Martha J.
1559	Choate, Amanda	1407	McMurtry, Lucy
1412	Crowder, Lydia Ann	1550	Omo, Julia
1523	Crowder, Josephine	1410	Paxton, William D.
985	Foster, Mary A.	1406	Rabon, Robert L.
1421	Freeny, Mattie	1490	Weding, Ella
1489	Gann, William Newton	1478	Rigney, Rosa L.
1518	Gray, John Calvin	1319	Roberts, George W.
1216	Gunter, Benjamin D.	1531	Robinson, Frederick R.
1480	Kelly, William F.	1353	Russell, Mattie W.
1476	Lewis, Vicey	1327	Smith, Ira L.
1150	Lindsey, Selden T.	1428	Staton, John T.

1405	Nerryman, Sarah	668	Sutherland, Henry
1215	Mitchell, Virginia P.	1470	Tucker, Willima N
	Mitchell, Mattie S.		
1418	Moran, Mary	1408	Vincent, Charlie S.

Minor Choctaw Citizens.

Roll No.	Name	Roll No.	Name.
724	Braudrick, Jennie Louise	791	Kiefer, Lurana
4	Crowder, Rufus Clay	669	Long, Francis
790	Kiefer, Odie A.		

Cherokee by Blood.

31958	Allison, Elmer C.	31959	Allison, Jasper P.
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In order that the action of erasures may be uniform for all names and upon all rolls, you will make such erasures in the following manner: The lines drawn through and purporting to cancel the names from the rolls shall be lined out by drawing across them short transverse lines in red ink. The notations purporting to cancel the names from the rolls shall be lined out by drawing through each line of said notations red horizontal lines. In addition to lining out the interlineations and notations you will insert a note at the foot or side of each page containing any of these corrections, said note to be indicated by stars placed before the names involved. The note shall read as follows:

"Words and lines purporting cancellation erased by authority of departmental letter of January 19, 1909 (File 5-51)."

You will notify all persons, whose status on the rolls

has been recognized as above, of the action taken, and that they have all the rights to allotment and payments enjoyed by other citizens, as though no attempt had ever been made to cancel their names from the rolls.

Except for the Allison's named in above lists, I am not ready to give you a list of the Cherokees and Creeks whose status upon the rolls will be corrected under the principles of the Goldsby decision. Direction concerning them will follow within a week.

There are other names which were upon approved rolls and were erased or stricken therefrom by the Secretary of the Interior without notice. Some of these are already the subject of injunction or mandamus actions against the Secretary of the Interior, and in other cases such action has not been instituted. There are reasons which make it doubtful whether those persons fall indubitably under the principles of the Goldsby decision. Careful consideration of the matter will be given at once, and, according to the decision reached in each case, the persons involved will be left to such court action as they deem wise or will have the rolls corrected by departmental action in the manner indicated for the two lists set forth above.

A sample page is inclosed, showing the method of erasure to be followed by all officers in the correction of the rolls.

Very respectfully,

(Signed) James Rudolph Garfield  
Secretary.

7-1459  
A-15911

Muskogee, Oklahoma, February 6, 1909.

Mr. Van Crowder,  
Boswell, Oklahoma.

Sir:

I am instructed by the Department of the Interior that in accordance with the decision of the Supreme Court of the United States in the suit instituted by you against the Secretary of the Interior seeking to have erased from the final roll of citizens by blood of the Choctaw Nation any notations indicating an attempt to strike your name from said roll, said notations shall be erased and that you have all the rights to allotment and payments enjoyed by other citizens as if no attempt had ever been made to cancel your name from this roll.

Said instructions have been carried out by this office, and you are now advised that the status of your name on the approved roll of citizens by blood of the Choctaw Nation and of your allotment selection in said nation is the same as prior to March 4, 1907, when the Secretary of the Interior directed that your name be stricken from the roll.

Respectfully,

WHA(CM)

*Acting* Commissioner.



1460

Lemuel W. Oakes et al

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---

Record in the matter of the application for the enrollment  
as a citizen by intermarriage of the Choctaw Nation of-

LUCY E. OAKES, 7-1460.

---

7-1460.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

DEC 6 1902

  
ACTING CHAIRMAN



THIS CERTIFIES THAT  
THE RITE OF

**Holy Matrimony**

WAS CELEBRATED BETWEEN

and  
on  
by

Witness

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 1st, 1902.

Choctaw 1460  
Intermarried

-----oOo-----

In the matter of the application of Lucy E. Oakes for enrollment as an intermarried citizen of the Choctaw Nation.

Lucy E. Oakes being first duly sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Lucy E. Oakes.  
Q What is your age? A Forty.  
Q What is your post office address? A Hugo.  
Q How long have you been a resident of the Choctaw Nation?  
A Twenty-three years.  
Q Have you lived here continuously for the past twenty-three years?  
A Yes sir.  
Q Never made your home anywhere else during that time? A No sir, nowhere else.  
Q Do you claim intermarried rights in the Choctaw Nation?  
A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim?  
A L. W. Oakes.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have his rights ever been disputed? A No sir.  
Q When were you married to L. W. Oakes? A 1879.  
Q Where was this marriage ceremony performed? A At T. W. Oakes', Goodwater, Kiamitia county.  
Q At that time were both you and your husband bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you married under a license? A No sir.  
Q Who performed the marriage ceremony? A Judge Everidge, supreme judge of the third judicial district.  
Q Did you ever get a marriage certificate? A Yes sir.  
Q Have you got it with you now? A No sir, we didn't bring it.  
Q Were you ever married before your marriage to L. W. Oakes?  
A No sir.  
Q Was he ever married before his marriage to you? A No sir.  
Q Since that time have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A None whatever.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.
-

Lucy E. Oakes-----2

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 1st day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 20 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

1104

LGD

7-1480

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Lucy E. Oakes as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

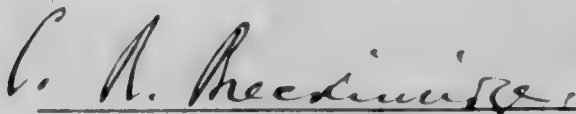
It appears from the record herein that Lucy E. Oakes, on December 25, 1879, was lawfully married to Lemuel W. Oakes, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4071 upon the lists prepared by this Commission, under the Act of Congress approved July 1, 1902, (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Lucy E. Oakes should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
Chairman.

NEH.

  
C. A. Reed  
COMMISSIONER.

  
COMMISSIONER.

Muskogee, Indian Territory,

JUL 20 1903

Choctaw-1400.

Muskogee, Indian Territory, July 20, 1903.

Lucy E. Oakes,

Hugo, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 20, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Registered.

Commissioner in Charge.

Enc. IBS 57/20



Choctaw-1460.

Muskogee, Indian Territory, July 20, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 20, 1903, granting the application of Lucy E. Oakes for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Yours truly,

*W. Needles*

Registered.

Commissioner in Charge.

Enc. I S. 58/20

7-1460.

Muskogee, Indian Territory, January 31, 1903.

L. W. Oaker,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 19, 1903, acknowledging receipt of our communication of January 16, 1903, giving the grades of certain land described therein. You state that by investigation you find that there is timber of commercial value upon these two sections, and ask for information regarding the appraisement of timber.

In reply to your letter you are informed that the appraised value of timber on any tract of land in the Choctaw and Chickasaw Nations, which has been appraised because of its commercial value, will be chargeable to the tract of land upon which it is located, and will be considered as a part of the value of the land in allotment.

Respectfully,

Acting Chairman.

✓  
7-1410.

DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

FILED

NOV 7 1902

*[Handwritten signature]*  
3

E. M. EVERIDGE, JUDGE  
P. C. HARRIS, DISTRICT ATTORNEY  
WILL. EVERIDGE, CLERK.

CIRCUIT COURT THIRD DISTRICT  
CHOCTAW NATION  
WILL. EVERIDGE, CLERK

TERMS OF COURT:  
FIRST MONDAY FEBRUARY AND  
SECOND MONDAY IN AUGUST.

GRANT, I. T.

190

This is to certify that I have this day received  
of the said I. T. Grant the sum of \$100.00  
which he has paid to me in full for the  
rent of the land of the Choctaw Nation  
for the year ending December 31st, 1901.  
Witness my hand and official signature  
this 1st day, December, 1901.  
E. M. Everidge,  
District Judge and official  
Recorder of the Choctaw Nation.

1461

Mary E. Fredrick et al

Choc

*RD*  

---

*IN RE*

Application for Enrollment of  
INFANT CHILD.

*Richard S. McKinnon A*

As a citizen of the

Nation.

Approved

*Meyer*

1899

  
Commissioner.

*(L. 201)*  
GIB

1651

# Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
 of Richard J. Francis, born on the 17 day of March, 1899.  
 Name of father: Thomas R. Francis, a citizen of the Choctaw Nation.  
 Name of mother: Mary E. Francis, a citizen of the Choctaw Nation.  
 Post Office: Grant St

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY,  
Central District.

I, Mary E. Francis, on oath, state that I am 26 years of age and a  
 citizen, by marriage, of the Choctaw Nation; that I am the  
 lawful wife of Thomas R. Francis, who is a citizen, by marriage, of the  
Choctaw Nation; that a male child was born to me on the 17 day  
 of March, 1899; that said child has been named Richard J. Francis  
 and is now living.

Subscribed and sworn to before me this 11 day of May, 1899.

Mary E. Francis  
Wife  
Richard J. Francis

Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY,  
Central District.

I, Sally Broom, a Midwife, on oath, state that I  
 attended on Mrs. Mary E. Francis, wife of Thomas R. Francis  
 on the 17 day of March, 1899; that there was born to her on said date a male child;  
 that said child is now living and is said to have been named Richard J. Francis.

Subscribed and sworn to before me this 11 day of May, 1899.

Sally Broom  
Midwife  
Richard J. Francis

Notary Public.

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

*Elbert Frederick*

as a citizen of

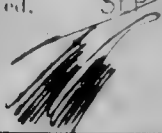
*Choctaw*

Nation

Approved.

SEP 18 1902

190

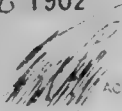


Commissioner

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

SEP 18 1902



ACTING CHAIRMAN

CHOCTAW

1461

7-12



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of Robert Frederick, born on the 20 day of June, 1902.  
(Here insert name of child.)  
Name of Father: Tom Frederick, a citizen of the Cherokee Nation.  
Name of Mother: Mary Frederick, a citizen of the Cherokee Nation.  
Post-office, Hugo, S. D.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

Central District.

I, Mary Frederick, on oath state that I am 30  
years of age and a citizen, by blood, of the Cherokee Nation;  
that I am the lawful wife of Tom Frederick, who is a citizen, by  
of the Cherokee Nation, that a male child was  
(male or female)  
born to me on the 20 day of June, 1902; that said child has been  
named Robert Frederick, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)

Mary Frederick  
John G. Gage  
Rooster Lee

Subscribed and sworn to before me this 12 day of Sept, 1902.

J. G. Gage  
NOTARY PUBLIC.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

Central District.

I, Mathias C. Conrad, a Midwife, on oath state that I  
attended on Mrs. Mary Frederick, wife of Tom Frederick,  
on the 20 day of June, 1902; that there was born to her on  
said date a male child; that said child is now living and is said to have been  
(male or female)  
named Robert Frederick.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Mathias C. Conrad

Subscribed and sworn to before me this 12 day of Sept, 1902.

J. G. Gage  
NOTARY PUBLIC.

7-1461.

Muskogee, Indian Territory, September 18, 1908.

Tom Frederick,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Elbert Frederick, infant son of Tom and Mary A. Frederick, born June 30, 1908; and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

1462

Zachariah Gardner

Choc

CHOCTAW 1462

Zachariah Gardner

March 1st 1877

My dear Mr. [illegible]

I have the honor to acknowledge the receipt of your letter of the 27th inst.

and in reply to inform you that the same has been forwarded to the proper authorities for their consideration.

I am, Sir, very respectfully,  
Yours truly,  
Zachariah Gardner

Enclosed for you are two copies of a report on the subject of the proposed amendment to the Constitution of the State of Georgia.

I am, Sir, very respectfully,  
Yours truly,  
Zachariah Gardner

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Yours truly,  
Zachariah Gardner

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I am, Sir, very respectfully,  
Yours truly,  
Zachariah Gardner

CHOCTAW 1462  
Zachariah Gardner

Chickadee  
- 1st of May 1891

1st of May 1891  
- 1st of May 1891

1st of May 1891  
- 1st of May 1891

1st of May 1891  
- 1st of May 1891

1st of May 1891  
- 1st of May 1891

7-1462.

O.L.J.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-----

In the matter of the application for the enrollment of  
Edna Harriet Gardner as a citizen by blood of the Choctaw Nation.

D E C I S I O N.

It appears from the census card record in this case that  
on December 22, 1902, application was made to the Commission to the  
Five Civilized Tribes for the enrollment of Edna Harriet Gardner  
as a citizen by blood of the Choctaw Nation.

It further appears from the record herein and from the  
records in the possession of this office that said applicant was  
born on June 16, 1900, and is the illegitimate child of Florence  
R. Gardner (now Ealy), a white woman, and although ample opportunity  
has been afforded said Florence R. Ealy to show that the father of  
said child is a citizen by blood of the Choctaw Nation, she has  
failed to do so.

I am, therefore, of the opinion that the application for  
the enrollment of Edna Harriet Gardner as a citizen by blood of the  
Choctaw Nation should be denied, under the provisions of the Act  
of Congress approved June 28, 1898 (30 Stats., 495), and it is so  
ordered.

  
Commissioner.

Muskogee, Indian Territory,

FEB 21 1907

---

Pauls Valley, Indian Territory, Feb. 11, 1907.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Dear Sir:

Yours of the 8th inst. stating "It appears from information received at this office that Zachariah Gardner, father of Edna Harriett Gardner, Choctaw card 14 62, is now at Franks, Indian Territory", has been received. Regarding same, you are advised that Zachariah Gardner died March 15, 1905, and Mrs. N. P. Reynolds has been appointed administratrix in the United States Court at Antlers, I. T. This is shown by the data in allotment jacket Choctaw by blood #4082 in your office.

This party, under date of September 29, 1906, addressed a letter to Florence R. Ealy of Franks, I. T., which was returned at the expiration of thirty days marked "uncalled for" by the postmaster at Franks, I. T., said letter being herewith attached.

The present whereabouts of Florence R. Ealy are unknown to this party, reputable citizens in the Ada and Stonewall vicinities near Franks, I. T., being unable to give any information as to her present whereabouts. For your information there is attached a letter from Edmund Gardner of Lenton, I. T., father of Zachariah Gardner, and a translation in part thereof, from which it appears that Zachariah Gardner was never the lawful husband of any white woman or never lived or cohabited with any white woman. This party will be at Franks, I. T., within five days relative to above and other matters.

Respectfully,  
Lacey P. Pobo.

7-1462.

Muskogee, Indian Territory, April 5, 1906.

Florence R. Ealy,

Frnaks, Indian Territory.

Dear Madam:

You are hereby notified that before any further action can be taken in the matter of the application for the enrollment of your minor child, Edna Harriet Gardner, it will be necessary for you to furnish this office with either the original or a certified copy of your marriage certificate, showing your marriage to Zachariah Gardner.

This matter should receive your immediate attention.

An envelope requiring no postage is enclosed herewith for reply.

Respectfully,

Acting Commissioner.

Encl. Env.

<

7



7-1462

Muskogee, Indian Territory, April 5, 1906.

Florence R. Gardner,  
Franks, Indian Territory.

Dear Madam:

You are hereby notified that before any further action can be taken in the matter of the application for the enrollment of your minor child, Edna Harriet Gardner, it will be necessary for you to furnish this office with either the original or a certified copy of your marriage certificate, showing your marriage to

Zachariah Gardner.

This matter should receive your immediate attention.

An envelope requiring no postage is enclosed herewith for reply,

Respectfully,

Acting Commissioner.

Encl. Env

Muskogee, Indian Territory, August 19, 1904.

R. . Coleman,

Attorney at Law,

McAlester, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of the 16 inst., giving the present address of Florence R. Ealy, formerly Florence R. Gardner at Franks, Indian Territory.

We desire to get into communication with Mrs Ealy for the purpose of securing either the original or a certified copy of the marriage license and certificate of marriage between her and Zachariah Gardner, her former husband, in order that the application of Edna Harriet Gardner, minor child of Florence R. and Zachariah Gardner, may be determined by the Commission. We also require that proof of the birth of said Edna Harriet Gardner be furnished.

We have today written Mrs Ealy requesting that the desired proof be furnished without delay. If you can procure the same for us we shall appreciate it, and we herewith enclose a blank application for the enrollment of an infant child, to be used for the purpose of proving the birth of the child in question.

Respectfully,

Env. B. C.

7-1462

Muskogee, Indian Territory, August 19, 1904.

Florence R. Ealy,  
Franks, Indian Territory.

Dear Madam:

In the matter of the application for the enrollment of Edna Harriet Gardner, infant child of yourself and your former husband, Zachariah Gardner, it is necessary, before said application can receive further consideration, that this Commission be furnished with either the original or a certified copy of the marriage license and certificate of marriage between yourself and said Zachariah Gardner, and you are kindly requested to forward the same without delay.

It will also be necessary that the Commission be furnished with proof of the birth of said Edna Harriet Gardner, and for that purpose a blank application for the enrollment of an infant child is enclosed herewith, which you are requested to have properly executed and returned in the enclosed envelope at your earliest convenience.

Respectfully,

Env. B. C.

Chairman.

7-1462.

Muskogee, Indian Territory, August 5, 1904.

Florence R. Gardner,  
c/o Zachariah Gardner,  
McAlester, Indian Territory.

Dear Madam :

On December 2, 1902 there was filed with this Commission application for the enrollment as a citizen by blood of the Choctaw Nation of Edna Harriet Gardner, infant child of Z. E. Gardner and Florence R. Gardner, born June 16, 1900. From a statement accompanying said application it appears that at the time you presented the same you claimed to have been at one time the wife of Zachariah Gardner a citizen by blood of the Choctaw Nation.

You are informed that before the Commission can determine the rights of your said daughter, Edna Harriet Gardner, as a citizen by blood of the Choctaw Nation it will be necessary for you to furnish the Commission with either the original or a certified copy of the <sup>marriage</sup> license and certificate between yourself and the said Zachariah Gardner.

This matter should receive your prompt attention.

Respectfully,

Commissioner in Charge.

D. C. 13271-1907.

JP.  
S. P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 4, 1907.

I. T. D.

6132, 6632, 6682, 6718-1907.  
6868, 6872, 6878, 6880- "  
6886, 6888, 6890, 6892- "  
7394, 6896, 7576, 7632- "

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed.

Title of Case.	Date of your letter of transmittal.
Emma Crawford (intermarried)	February 15, 1907.
Susie A. Stidham (intermarried)	February 15, 1907.
Soles Nail (freedman)	February 15, 1907.
Luestella Weatherly, et al.	February 12, 1907.
Charlotte Jones (freedman)	February 14, 1907.
Clayton Howlaway, et al. (freedmen)	February 14, 1907.
Lillie Noah	February 21, 1907.
Agnes Childers (intermarried)	February 14, 1907.
Erna Brown (freedman)	February 19, 1907.
Sallie Schooley, et al.	February 23, 1907.
Abner Owens, et al., (freedmen)	February 23, 1907.
Edna H. Gardner	February 21, 1907.
Mary M. Boyles, et al. (freedmen)	February 20, 1907.
Rescoe Burney	February 21, 1907.
Richard S. Bennight, et al.	February 18, 1907.
Abigail Kimble, et al.	February 21, 1907.

A copy hereof and the papers in the above mentioned

-2-

cases have been sent to the Indian Office.

Respectfully,

E. A. Hitchcock,

Secretary.

16 inc. and  
32 to Ind. Of.  
WCP. 3-5-07.

Land  
20386-1907.

COPY.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed report of Commissioner Bixby dated February 21, 1907, transmitting the record in the matter of the application for the enrollment of Edna Harrett Gardner as a citizen by blood of the Choctaw Nation, together with the decision of the Commissioner of that date adverse to the applicant.

The decision of the Commissioner has been examined and found to be correct, and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

GAW-W

7-1452

Muskogee, Indian Territory, April 8, 1907.

Florence R. Gardner,

You are hereby advised that on March 4, 1907,  
the Secretary of the Interior affirmed the decision of the  
Commissioner to the Five Civilized Tribes, rendered February  
21, 1907, denying the application for the enrollment of Edna  
Harrett Gardner as a citizen of blood of the Choctaw Nation.

Respectfully,

Geo. D. Rogers.

Acting Commissioner.

18



# CORRECTION

THIS DOCUMENT

HAS BEEN  
REPHOTOGRAPHED  
TO ASSURE  
LEGIBILITY

7-146

Muskogee, Indian Territory, April 8, 1907.

Florence H. Gardner,

South McAlester, Indian Territory.

Dear Madam:

You are hereby advised that on March 4, 1907,  
the Secretary of the Interior directed the Division of the  
Commissioner to the Five Civilized Tribes, received February  
21, 1907, denying the application for the enrollment of Edna  
Harrett Gardner as a member of the Choctaw Nation.

Very respectfully,

*Geo. D. Robinson*

Acting Commissioner.

## DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 4, 1907.

I. T. D.

6132, 6632, 6682, 6718-1907.

6868, 6872, 6878, 6880- "

6886, 6888, 6890, 6892- "

7394, 6896, 7576, 7632- "

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

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Susie A. Stidham (intermarried)	February 15, 1907.
Soloe Nail (freedman)	February 15, 1907.
Luestella Weatherly, et al.	February 12, 1907.
Charlotte Jones (freedman)	February 14, 1907.
Clayton Howlaway, et al. (freedmen)	February 14, 1907.
Lillie Noah	February 21, 1907.
Agnes Childers (intermarried)	February 14, 1907.
Erna Brown (freedman)	February 19, 1907.
Sallie Schooley, et al.	February 23, 1907.
Abner Owens, et al., (freedmen)	February 23, 1907.
Edna H. Gardner	February 21, 1907.
Mary M. Boyles, et al. (freedmen)	February 20, 1907.
Roscoe Burney	February 21, 1907.
Richard S. Fennight, et al.	February 18, 1907.
Abigail Kimble, et al.	February 21, 1907.

A copy hereof and the papers in the above mentioned

-2-

cases have been sent to the Indian Office.

Respectfully,

E. A. Hitchcock,

Secretary.

16 inc. and  
32 to Ind. Of.  
WCF. 3-5-07.

Land  
20386-1907.

COPY.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 1, 1907.

The Honorable,

The secretary of the Interior.

Sir:

There is enclosed report of Commissioner Bixby dated February 21, 1907, transmitting the record in the matter of the application for the enrollment of Edna Harrett Gardner as a citizen by blood of the Choctaw Nation, together with the decision of the Commissioner of that date adverse to the applicant.

The decision of the Commissioner has been examined and found to be correct, and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

GAW-W

COPY.

REFER IN REPLY TO THE FOLLOWING:

Land  
20386-1907.

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed report of Commissioner Bixby dated February 21, 1907, transmitting the record in the matter of the application for the enrollment of Edna Harrett Gardner as a citizen by blood of the Choctaw Nation, together with the decision of the Commissioner of that date adverse to the applicant.

The decision of the Commissioner has been examined and found to be correct, and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

GAW-W

八二二

Commissioner to the Five Civilized Tribes.

Muskogee, Indian Territory.

Dear Sir:

Yours of the 8th inst. stating "It appears from information received at this office that Zachariah Gardner, father of Edna Harriet Gardner, Choctaw 14-62, is now at Franks, Indian Territory," has been received. Regarding same, you are advised that Zachariah Gardner died March 15, 1905, and Mrs. N. B. Reynolds has been appointed administratrix in the United States Court at Antlers, I. T. This is shown by the data in allotment jacket Choctaw by blood in your office.

This party, under date of September 29, 1906, addressed a letter to Florence R. Ealy of Franks, I. T., which was returned at the expiration of thirty days marked "uncalled for" by the postmaster at Franks, I. T., said letter being herewith attached.

The present whereabouts of Florence R. Ealy are unknown to this party, reputable citizens in the Ada and Stonewall vicinities near Franks, I. T., being unable to give any information as to her present whereabouts. For your information there is attached a letter from Edmund Gardner of Lenton, I. T., father of Zachariah Gardner, and a translation in part thereof, from which it appears that Zachariah Gardner was never the lawful husband of any white woman or never lived or cohabited with any white woman. This party will be at Franks, I. T., within five days relative to above and other matters.

Respectfully,

7-1462.

Muskogee, Indian Territory, March 28, 1904.

Zachariah Gardner,

McAlester, Indian Territory.

Dear Sir:-

In the matter of the application of your daughter, Edna Harriet Gardner, for enrollment as a citizen by blood of the Choctaw Nation, you should immediately forward the Commission evidence of your marriage to your wife, Florence R. Gardner, the non-citizen mother of said daughter.

Such evidence may consist either of the original marriage license or certificate, or a certified copy thereof or in case it is impossible to obtain the same, the affidavits of two disinterested parties who know that you were married and that you have since lived together as husband and wife, will be accepted.

You should give this matter your immediate attention, as nothing further can be done in the matter of the enrollment of your said daughter until this evidence is received.

Respectfully,

Commissioner in Charge.



COMMISSIONERS  
TAMS BIXBY,  
THOMAS B. NEEDLES,  
C. R. BRECKINRIDGE.

WM. O. BEALL,  
Secretary

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

REFER IN REPLY TO THE FOLLOWING:

7-1462.

Muskogee, Indian Territory August 5, 1904.

Florence R. Gardner,

c/o Zachariah Gardner,

McAlester, Indian Territory.

Dear Madam:

On December 2, 1902 there was filed with this Commission application for the enrollment as a citizen by blood of the Choctaw Nation of Edna Harriett Gardner, infant child of Z. E. Gardner and Florence R. Gardner, born June 16, 1900. From a statement accompanying said application it appears that at the time you presented the same you claimed to have been at one time the wife of Zachariah Gardner a citizen by blood of the Choctaw Nation.

You are informed, that before the Commission can determine the rights of your said daughter, Edna Harriett Gardner, as a citizen by blood of the Choctaw Nation, it will be necessary for you to furnish the Commission with either the original or a certified copy of the marriage license and certificate between yourself and the said Zachariah Gardner.

This matter should receive your prompt attention.

Respectfully,



COMMISSIONER IN CHARGE.

COMMISSIONERS  
JAMES DIXBY,  
THOMAS H. NEEDLES,  
C. R. BRECKINRIDGE

WILLIAM C. BRALL

DEPARTMENT OF THE INTERIOR

COMMISSION TO THE FIVE CIVILIZED TRIBES

7-1462

ADDRESS ONLY FOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

Muskogee, Indian Territory, August 19, 1904.

Florence R. Ealy,

Franks, Indian Territory.

Dear Madam :-

In the matter of the application for the enrollment of Edna Harriet Gardner, infant child of yourself and your former husband, Zachariah Gardner, it is necessary, before said application can receive further consideration, that this Commission be furnished with either the original or a certified copy of the marriage license and certificate of marriage between yourself and said Zachariah Gardner, and you are kindly requested to forward the same without delay.

It will also be necessary that the Commission be furnished with proof of the birth of said Edna Harriet Gardner, and for that purpose a blank application for the enrollment of an infant child is enclosed herewith, which you are requested to have properly executed and returned in the enclosed envelope at your earliest convenience.

Respectfully,

Env. B.C.

Chairman.

REFER IN REPLY TO THE FOLLOWING

7-1462.

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, April 5, 1906.

Florence R. Gardner,  
Franks, Indian Territory.

Dear Madam:

You are hereby notified that before any further action can be taken in the matter of the application for the enrollment of your minor child, Edna Harriet Gardner, it will be necessary for you to furnish this office with either the original or a certified copy of your marriage certificate, showing your marriage to Zachariah Gardner.

This matter should receive your immediate attention.

An envelope requiring no postage is enclosed herewith for reply.

Respectfully,

Acting Commissioner.

Encl. Env.

REFER IN REPLY TO THE FOLLOWING:

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory. September 29, 1906.

Florence R. Baly,  
Franks, Indian Territory.

Dear Madam:

You are advised that the application for the enrollment of your new born daughter, Edna Harriett Gardner, has been referred to Choctaw-Chickasaw Field Party No. 1, for proper investigation thereof. You are requested to advise this party in the official addressed envelope inclosed, where you live, your nearest railway point, When Edna Harriett Gardner was born, and if not living, the date of the child's death.

This party will endeavor to see you in person within the next thirty days.

Very respectfully,

*Lacey P. Bobo*

REFER IN REPLY TO THE FOLLOWING:

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, February 8, 1907.

Lacey P. Bobo,

Chickasha, Indian Territory.

Dear Sir:

It appears from information received at this office that Zachariah Gardner father of Edna Harriett Gardner, Choctaw 1462 is now at Franks, Indian Territory, and you are requested to procure his testimony relative to the parentage of said child and also evidence of his marriage to Florence R. Gardner if the same can be secured.

Respectfully,



Commissioner.

REFER IN REPLY TO THE FOLLOWING:

7-1462

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, April 5, 1907.

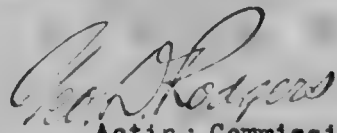
Florence R. Gardner,

South McAlester, Indian Territory.

Dear Madam:

You are hereby advised that on March 4, 1907,  
the Secretary of the Interior affirmed the decision of the  
Commissioner to the Five Civilized Tribes, rendered February  
21, 1907, denying the application for the enrollment of Edna  
Harrett Gardner as a citizen by blood of the Choctaw Nation.

Respectfully,



Acting Commissioner.

D. C. 13271-1907.

J.P.  
S. P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 4, 1907.

I. T. D.

6132, 6432, 6482, 6718-1907.  
6868, 6872, 6878, 6880- "  
6886, 6888, 6890, 6892- "  
7394, 6896, 7576, 7632- "

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed.

Title of Case.	Date of your letter of transmittal.
Anna Crawford (intermarried)	February 15, 1907.
Susie A. Stidham (intermarried)	February 15, 1907.
Seloe Nail (freedman)	February 15, 1907.
Lucretia Weatherly, et al.	February 12, 1907.
Charlotte Jones (freedman)	February 14, 1907.
Clayton Howlaway, et al. (freedmen)	February 14, 1907.
Lillie Noah	February 21, 1907.
Agnes Childers (intermarried)	February 14, 1907.
Erna Brown (freedman)	February 19, 1907.
Sallie Schooley, et al.	February 23, 1907.
Abner Owens, et al., (freedmen)	February 23, 1907.
Edna W. Gardner	February 21, 1907.
Mary W. Boyles, et al. (freedmen)	February 20, 1907.
Rescoe Burney	February 21, 1907.
Richard S. Bennight, et al.	February 18, 1907.
Abigail Kimble, et al.	February 21, 1907.

A copy hereof and the papers in the above mentioned

-2-

cases have been sent to the Indian Office.

Respectfully,

E. A. Hitchcock,

Secretary.

16 inc. and  
32 to Ind. Of.  
WCF. 3-5-07.



Land  
20386-1907.

COPY.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 1, 1907.

The Honorable,

The secretary of the Interior.

Sir:

There is enclosed report of Commissioner Bixby dated February 21, 1907, transmitting the record in the matter of the application for the enrollment of Edna Harrett Gardner as a citizen by blood of the Choctaw Nation, together with the decision of the Commissioner of that date adverse to the applicant.

The decision of the Commissioner has been examined and found to be correct, and its approval is recommended.

Very respectfully,

C. F. Larrabee,

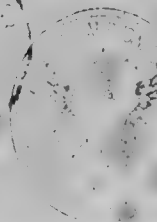
Acting Commissioner.

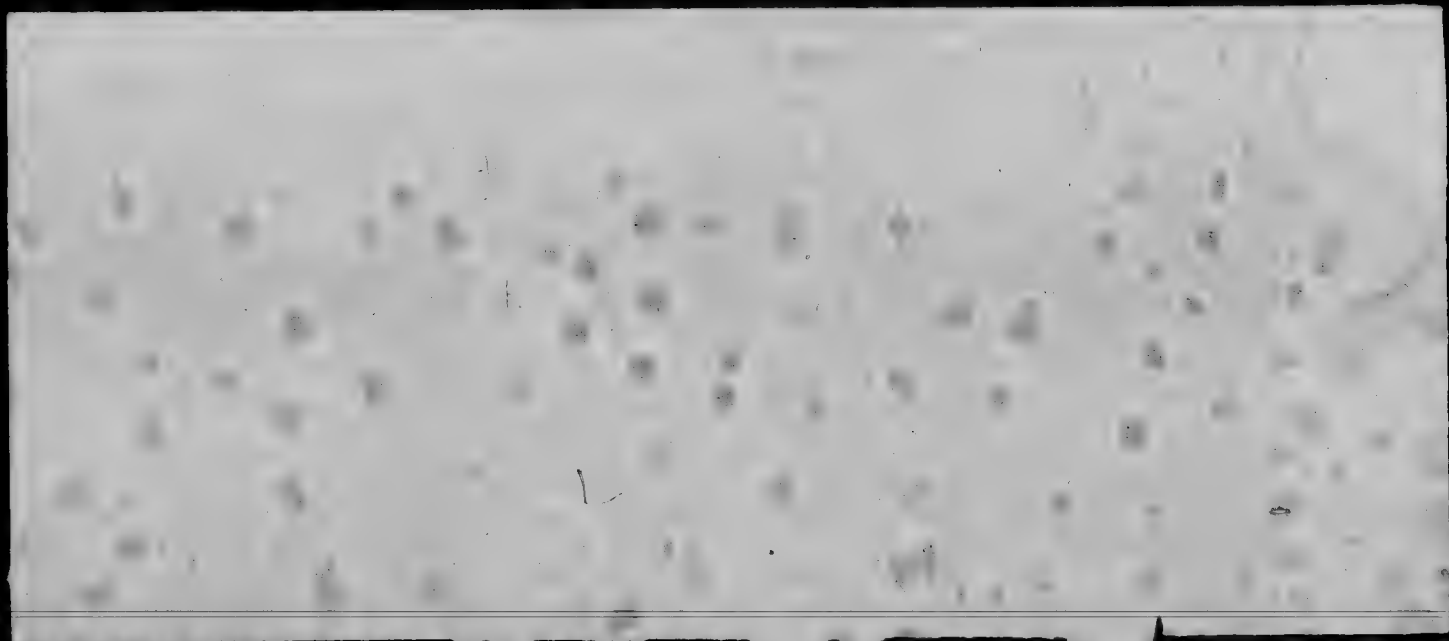
GAV-W

Department of the Interior.

Office of the Commissioner of Indian Affairs.

MUSKOGEE, IND. TER.





REFER IN REPLY TO THE FOLLOWING:

7-1462.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, February 21, 1907.

Florence R. Gardner,  
Mc Alester, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, denying the application for the enrollment of Edna Harriet Gardner as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Commissioner.

Incl. 7-1462  
Registered.

Choctaw

20

IN RE  
Application for Enrollment of  
INFANT CHILD

Edna Harriett Gardner  
as a citizen of

Choctaw

Nation

Approved

190

Commissioner.

Received Dec. 22, 1902.

Choctaw . 1462

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,  
of Edna Harriett Gardner, born on the 16<sup>th</sup> day of June 1900  
(Here insert name of child.)  
Name of Father: Z. E. Gardner a citizen of the Choctaw Nation.  
Name of Mother: Florence Gardner a citizen of the Choctaw Nation.  
Postoffice McAlester, I. T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Central DISTRICT

I, Florence R. Gardner, on oath state that I am twenty-four  
years of age and a citizen by marriage of the Choctaw Nation;  
that I am the lawful wife of Z. E. Gardner who is a citizen, by  
blood of the Choctaw Nation; that a female child was  
born to me on 16<sup>th</sup> day of June 1900, that said child has been named  
Edna Harriett Gardner, and is now living.

Florence R. Gardner

## WITNESSES TO MARK:

(Must be Two Witnesses.) { W. Hayes Fuller  
R. S. Cate

(SEAL)

Subscribed and sworn to before me this 22nd day of December, 1902

R. S. Cate  
Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Central DISTRICT.

I, R. A. Sutton, a midwife, on oath state that I  
attended on Mrs. Florence R. Gardner, wife of Z. E. Gardner  
on the 16<sup>th</sup> day of June, 1900, that there was born to her on said date a female  
child; that said child is now living and is said to have been named Edna Harriett Gardner

Mrs. R. A. Sutton

## WITNESSES TO MARK:

(Must be Two Witnesses.) { W. Hayes Fuller  
R. S. Cate

Subscribed and sworn to before me this 22nd day of December, 1902  
(SEAL)

R. S. Cate  
Notary Public.

Translation of letter of Ed W. Gardner to Lacey P. Bobo,  
received February 7, 1907.

-----ooOoo-----

Lenton, I. T., 2-5-07.

Hon. Lacey P. Bobo,

Dear Friend:-

I have received your letter and I will answer the questions you ask. There is this: My son, Zachariah, he had a woman and child about sixteen or seventeen years ago. When that child was about two years old it died. My son went to the penitentiary for five years and that child died before he went to the pen. The child's name was Jesse Gardner. So after he went to the pen about five months his wife had another child. Some said it was not his child by the mother of the child said it was Zachariah's child, so I named that child Eliza, but this child died also; it has been dead about eight or nine years ago. Also the mother of the child has been dead twelve or thirteen years ago. This Zachariah's wife was a full blood Choctaw; I do not know whether that is a Choctaw name or not, but they used to call her Salin Gardner. This is all I know. But this child Edna, if this is the child, I know that child also, but this child's father is Daniel Gardner, the child's mother was a white woman, but the name is different. I do not know whether it is a nickname or not, but I have heard them call her Robee Highte. Daniel never married this woman; they have been living together.

This is all I know. My son Zachariah went to the pen for five years and he served the time and come back; he stayed about three years and went to the pen again for ninety-nine years; before he went to the pen he never did marry or stay with any woman, so Zachariah has not got anything to do with this case. Daniel Gardner he lived at Bokchito, I. T. This is all I have to say.

Your friend always,

Ed. W. Gardner.

7-1482.

Muskogee, Indian Territory, February 24, 1906.

Florence R. Ealy;

c/o R. B. Coleman,

McAlester, Indian Territory.

Dear Madam:-

You are hereby notified that before any further action can be taken in the matter of the application for the enrollment of your minor child, Edna Harriet Gardner, it will be necessary for you to furnish this office with either the original or a certified copy of your marriage certificate, showing your marriage to Zachariah Gardner.

The matter should receive your immediate attention.

An envelope requiring no postage is enclosed herewith for reply.

Respectfully,

Acting Commissioner.

Encl. Env.



Muskogee, India Territory, November 27, 1903.

Florence R. Ealy,

McAlester, Indian Territory.

Dear Madam:

In the matter of the application for the enrollment of your daughter, Edna Harriet Gardner, as a citizen by blood of the Choctaw Nation, it will be necessary for you to furnish the Commission with evidence of your marriage to Zachariah Gardner, the father of this child. Said evidence has heretofore been requested, to which request no reply has been received.

This evidence of marriage may consist either of the original or a certified copy of your marriage license and certificate, or, in case you are unable for any reason to procure same, the affidavits of two eye-witnesses to the marriage.

This matter should receive your immediate attention as nothing further can be done in the matter of the enrollment of your said daughter as a citizen by blood of the Choctaw Nation until said evidence is received.

Respectfully,

Chairman.

7-1462

COPY

Muskogee, Indian Territory, February 121, 1907.

Mansfield, McKurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, denying the application for the enrollment of Edna Harrett Gardner as a citizen by blood of the Choctaw Nation.

The decision, with therecord of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamo E. E. E.*

Commissioner.

Incl. 7-1462

10

7-1462

COPY

Muskogee, Indian Territory, February 21, 1907.

R. B. Coleman, .

Attorney at law,

McAlester, Indian Territory.

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, denying the application for the enrollment of Edna Harrett Gardner as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamie Bixby*

Commissioner.

Incl. 7-1462.

Registered.

7-1462.

COPY

Muskogee, Indian Territory, February 21, 1907.

Florence R. Gardner,

Mc Alester, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, denying the application for the enrollment of Edna Harrett Gardner as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

*Tamm D. Dyer*

Commissioner.

Incl. 7-1462  
Registered.

7-1462

Muskogee, Indian Territory, April 5, 1907.

R. B. Coleman,

Attorney at Law,

McAlester, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, denying the application for the enrollment of Edna Harriet Gardner as a citizen by blood of the Choctaw Nation.

Respectfully,

Acting Commissioner.

COPY

Muskogee, Indian Territory, February 21, 1907.

The Honorable,

The Secretary of the Interior:

Sir:-

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Edna Harrett Gardner as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated February 21, 1907, denying said application.

Respectfully,

Commissioner.

2 Incl.

Through the  
Commissioner of Indian Affairs.

14

7-1462.

Muskogee, Indian Territory, January 22, 1903.

Florence R. Ealy,  
McAlester, Indian Territory:

Dear Madam:

On December 22, 1902, there was filed with this Commission the application for enrollment as a citizen of the Choctaw Nation of Edna Harriett Gardner, infant daughter of Z. E. and Florence R. Gardner, born June 16, 1900.

It appears from a statement accompanying the application that at the time you presented the same you claimed to have been at one time the wife of Zachariah Gardner, a citizen by blood of the Choctaw Nation.

You are informed that it will be necessary in the matter of the application for the enrollment of this child that you furnish the Commission with legal evidence of your marriage to said Zachariah Gardner.

This matter should receive prompt attention.

Respectfully,

Commissioner in Charge.

8

7-1462

Muskogee, Indian Territory, April 5, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907,  
the Secretary of the Interior affirmed the decision of the  
Commissioner to the Five Civilized Tribes, rendered February  
21, 1907, denying the application for the enrollment of Edna  
Harrett Gardner as a citizen by blood of the Choctaw Nation.

Respectfully,

*Geo. L. ...*  
Acting Commissioner.



Hom Lucy. P. Boho

ma: me! nana

ochaffa ka: ponaklot hak lo laba  
na puma chutok koth: chutok amnya  
yo! illiza ma na: pahlali mt: na ia  
yok pan puma ohi: amnya poluma  
thai: put cha ma li shai

yohmi tot: despa ka so chi! zachaiak  
amnya ka: afami a tok luti ia tok  
a tok noh! afami ka! luti cha au  
tok! a tok noh! a ta na afami yoka  
mt: a tokenti ia tok! afami y y a ma  
puma cha! yohmi tot: yomna ia chi  
tunda na! oloyo nana hia ete hatai  
in ma! heyo mt: put a ta toklot a ta  
ma ma: ma na tok heyo! haxar ho!  
Foot Greenworth kan ya! yoma tok a!  
afami ochaffa ik anu nana tok

Linton Mul Ler

1-5/07

Hen Lacey, J. Boho

hatak a kana a

hok to pa ith tha ahanta ma!

na poknak lo: et tissa ponak lo Tok  
ka: anumpa folama ka: pet chi ma

la chi kot: na sayok pah fahna ithi:  
lu nilit: anumpa pet chi ma lishke:

Uma: nana kot: yokohini tok oke: a

mailla fahiar iloppat: ofemi nuna  
toka: kani yot: a tokkila la nayo fahna

ishke: lolinot: a lolulu ka tokia: a

kamia tok ka chini o: ekda mik tho ha  
tok nosh: nati: vltok owa ka: asollila

he key oke: ofemi 16 or 17 poka kush  
voty micha vlla aye na kot: imma

tok: atok vll: ofemi 5 alok nati in tok  
yohmi ka: vlla ot: ofemi 2 poka

vll: ahanta tok: illi tok o: alok sari

ia tok oke: yohmi kot: tochofo yot  
 fere gardni yot tok oke: a tok o: a  
 Tok dai ia tok a: hathi b foka ma  
 ollat anta tok oke: yohmi mah yechian  
 im eta heyo: ulha ekumi ma: isthet  
 aha noli yechian a ko: imolla yoke  
 yohmi kot: i molla ya che ni toka: Thani  
 li oke: aro yoke noli: tochofo tok oke  
 Eize illappa ko: tochofo tok oke: a  
 tok a: illappa yot illi tok a: ifami 8 ory  
 foka oke: yohmi ma: isthet illappa chuta  
 h oyo a yallu yo tok oke: yohmi kot  
 tochofo yot: chuttah tochofo yoke ma nana  
 ka untharo: Eatin gardni ya tok oke  
 a tok a: illi tok a: ifami 12 or 13 foka oke  
 yomara nila o: ethamali oke  
 yohmi kot: Edna olla illappa ethamali  
 malha: yomara ko molla ok ma:  
 yohmi kot: olla illappa thami yarana  
 yoke: imolla yoke: isthet yot: Nathe-

lo oloyo yoh molhe oke: yohmi kia  
 lochafu yohokh i ka: yomano chik hak  
 lo cha to oke: lochafu iht yopula yokma  
 nana na: unet hano: iloppa no: hak  
 loti lusa lok: Rohu H lighte iloppa  
 no: hankoti lusa chatok oke: yohmi kot  
 et uhudali yomkeyo: yotok keyo oke: yom  
 ma kila o: ita nali oke:

yamma killa o: ita nali  
 oke: Zichaiuk yokot: nana a halania  
 keyo oke: Stanick Gardner iloppot  
 Bloche Tot yoko a tihanta oke:

Ome ammpu tot iloppu  
 notholhe na fohali oke  
 China na iht lake tia  
 Ed. W. Gardner

Amot on xa lala ka kha alo yola  
 i tik aho: ali loliso kha mot: hali puta  
 chi oth: itoyolali oke: acha ma: i tik ot  
 yona uyanta kha: i nush koboka ya: put  
 i loliso kha mot: ili ok ma: kha himp  
 ya: ali puta chi: micha nana oth i  
 ma kha ok ma: loliso ayogola ka ali  
 puta chi ka: amunga put timma ioka  
 chi ni tok oke: yohmi not: illa chi oth  
 itoyola mot: loliso putna oth kha tok  
 ka kha ni tok oke: yohmi not: wak micha  
 Woker micha: Elokha micha: yohmi  
 moyonna ka: well kha tok ka kha ni  
 tok: yohmi not: olla yot: ochappa oth  
 i manta mia mot: kha mia tocho oth  
 i manta mia tok oke: yohmi mia ka  
 nima a loyo ma oth a tariyocha ka  
 keyo oke: micha oyo ma oth oth:  
 isha: aia na ka: kha yocha ka keyo  
 oke: yohmi not: abanya ochappa

Michka chelik vchaffa cuna ka ko  
 Heli imbu tok ka chi ni o! lekako  
 eluma ~~dek~~: tok oke! yohmi mot: luto<sup>ya</sup>  
 i muna mot: yakni shent hadali latipen-  
 hat moyama ka! u mi sa sa kayo charlo-  
 k oke! yohmi kot: avokosh! yakni ya  
 imi fultu a i tok kayo bu tok o! yohmi  
 che! Tow al torney alitoka ok ma kosh  
 imonoth pusa mia ma! muna ko:  
 Chatuk gaha kot: muna shweya pia  
 okot: koshjut: Tow al torney ya: insa  
 moth tu to o! J.E. Whithead a kosh  
 i dawyer yotok osh: yomma kosh: olhto  
 ka che! yakni yomma imi fultu achi  
 mot: i tok ako: uti ma tak ka chini o:  
 a ma sa kayo cha tok oke!  
 yohmi kot: Heli ot: achi ma oke: achi  
 tak ma Heli yommot: a chok ma kayo  
 oke! achi kot: achi oke! yomma ko:  
 olh tok kowa hok to labe ma oke

Oct 4

yohmi toka! kani yohmi dui koth  
tuehde puhya okma. hak to laba na  
oke! yohmi kot: anmpa dopfer ish  
puhsa ok mot: anmpa folama ka: a  
che not: it la putka ishke

Ok la moyama ka: i kana

Ed. H. Gardner

My Post Office at  
Linton N. D.

1463

James Going et al

Choc



IN RE

Application for Enrollment of  
INFANT CHILD.

*Libson L. Lingo*

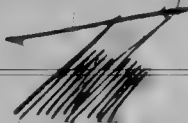
As a citizen of the

*Cherokee*

Nation.

Approved

*May 11 1899*



Commissioner.

COMM.

FILED  
*May 7 1899*

CHAPMAN.

CR

1413

*1111*

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Giffson Goins, born on the 14 day of September, 1897.

Name of father: James Goins, a citizen of the Choctaw Nation.

Name of mother: Margaret Goins, a citizen of the Choctaw Nation.

Post Office: Crowder  
Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Central District.

I, Margaret Goins, on oath, state that I am 33 years of age and a  
citizen, by Blood, of the Choctaw Nation; that I am the  
lawful wife of James Goins, who is a citizen, by Blood, of the  
Choctaw Nation; that a child was born to me on the 14 day  
of September, 1897; that said child has been named Giffson Goins,  
and is now living.

Subscribed and sworn to before me this 12 day of May, 1899.

Margaret Goins  
witness

H. W. Cullaway  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Central District.

I, Elizabeth Lusk, a midwife, on oath, state that I  
attended on Mrs. Margaret Goins, wife of James Goins  
on the 14 day of September, 1897; that there was born to her on said date a child;  
that said child is now living and is said to have been named Giffson Goins.

Elizabeth Lusk  
witness

Subscribed and sworn to before me this 12 day of May, 1899.

H. W. Cullaway  
Notary Public.

21463

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INDEXED

IN RE  
THE DEATH OF

*Gibson Going*  
a citizen of the

*Choctaw* Nation.

Approved

DEC 8 1902

190

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
FILED

DEC 8 1902

*[Signature]* ACTING CHAIRMAN.

CHOCTAW. #1463.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Gibson Going  
(Here insert name of deceased.)  
a citizen of the Choctaw Nation, who formerly resided at or near  
Crowder, Ind. Ter., and died on the \_\_\_\_\_ day of  
December, 1899.  
(Here insert name of postoffice.)

## AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, )  
INDIAN TERRITORY, )  
Central District. )

I, Nicholas Going, on oath state that I am 28  
years of age and a citizen, by blood, of the Choctaw Nation;  
that my post office address is Boswell, Ind. Ter.; that I am  
brother of Gibson Going  
(State relationship as the father, brother, sister, etc.) (Here insert name of deceased.)  
who was a citizen, by blood, of the Choctaw Nation;  
and that said Nicholas Going died on the \_\_\_\_\_ day of  
December, 1899. Nicholas X Going  
his mark

WITNESSES TO MARK

(Must be Two Witnesses.)

Subscribed and sworn to before me this 4 day of December, 1902

H. E. Riddle  
Notary Public.

## AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, )  
INDIAN TERRITORY, )  
Central District. )

I, Lena Going, on oath state that I am 25  
years of age, and a citizen, by marriage, of the Choctaw Nation;  
that my post office address is Boswell, Ind. Ter.;  
that I was personally acquainted with Gibson Going  
(Here insert name of deceased.)  
who was a citizen, by blood, of the Choctaw Nation;  
and that said Gibson Going died on the \_\_\_\_\_ day of  
December, 1899. Lena Going

WITNESSES TO MARK

(Must be Two Witnesses.)

Subscribed and sworn to before me this 4 day of December, 1902.

H. E. Riddle  
Notary Public.

CHOCTAW.

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

*Frank*  
*Zora Ella Gons*  
as a citizen of

*Choctaw*

Nation.

Approved SEP -1 1901

190

*C. R. Beekman*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES  
FILED

SEP 4 1901

*[Signature]*  
ACTING CHAIRMAN

CHOCTAW.

7-1463

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Frank Goins, born on the 17 day of Oct. 1900.  
Name of Father: Jim Goins, a citizen of the Choctaw Nation.  
Name of Mother: Zara Bell Goins, a citizen of the Choctaw Nation.  
Post-office, Crowder, I. T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

Central

District.

I, Zara Bell Goins, on oath state that I am 38 years of age and a citizen, by birth, of the Choctaw Nation; that I am the lawful wife of Jim Goins, who is a citizen, by birth, of the Choctaw Nation; that a male child was born to me on the 17 day of Oct. 1900; that said child has been named Frank Goins, and is now living.

WITNESSES TO MARK

(Must be Two Witnesses)

J. W. Runcorn  
W. P. Runcorn

Zara Bell Goins

Subscribed and sworn to before me this 20 day of Aug. 1901.

Thomas D. McPherson  
NOTARY PUBLIC  
My Comm. expires Apr. 29, 1905.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

Central

District.

I, Jim Goins, on oath state that I attended on Mrs. Zara Bell Goins, wife of Jim Goins, on the 17 day of Oct. 1900; that there was born to her on said date a male child; that said child is now living and is said to have been named Frank Goins.

WITNESSES TO MARK

(Must be Two Witnesses)

J. W. Runcorn  
W. P. Runcorn

Jim Goins

Subscribed and sworn to before me this 20 day of Aug. 1901.

Thomas D. McPherson  
NOTARY PUBLIC  
My Comm. expires Apr. 29, 1905.

Muskogee, Indian Territory, September 4, 1901.

Jim Goins,

Crowder, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Frank Goins, the infant son of Jim and Sara Belle Goins, born October 17, 1900, and the same being in proper form has been duly filed with the records of this office and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Commissioner in Charge.

7-1463

(COPY)

Tahlequah, Indian Territory, December 12, 1903.

Commission to the Five Civilized Tribes,  
Choctaw-Chickasaw Enrollment Division,  
Muskogee, Indian Territory.

Gentlemen:

Receipt is acknowledged of Commission's letter of December 10, Choctaw 1463, 1499, 1501 & 1570, asking if Zarabelle Going, Betsy Wright and her children, Thomas E., Mary M. and Lenard Daleo Wright, Bolden Crowder and his children, William T., Silvey E. and Allie Bama Crowder and George Crowder are applicants for enrollment as citizens of the Cherokee Nation or if their names appear upon any of the tribal rolls of the Cherokee Nation.

In reply I have the honor to state that none of the persons named above are applicants for enrollment as citizens of the Cherokee Nation nor are their names identified upon any of the Cherokee tribal rolls in the possession of this Commission.

Respectfully,

(Signed) Bruce C. Jones,  
Chief Clerk,  
Cherokee Land office.

MH



7-1463 7-1499  
7-1501 7-1570

Muskogee, Indian Territory, December 7, 1903.

Commission to the Five Civilized Tribes,  
Cherokee Enrollment Division,  
Tahlequah, Indian Territory.

Gentlemen:

In the matter of the application for the enrollment as citizens by blood of the Choctaw Nation of Zarabelle Going, Betsy Wright and her children, Thomas E., Mary M. and Lenard Daleo Wright, Bolden Crowder and his children, William T., Silvey E. and Allie Bama Crowder, and George Crowder, it appears from the records of the Choctaw-Chickasaw Enrollment Division that said applicants are children and grandchildren of Flora Crowder, deceased, who was a recognized and enrolled citizen by blood of the Cherokee Nation. It does not appear from our records whether or not the above named applicants have ever been enrolled by the Cherokee tribal authorities or whether they have ever made application to the Commission for enrollment as citizens of the Cherokee Nation.

You are therefore requested to inform the Choctaw-Chickasaw Enrollment Division as to whether the names of any of the above named applicants appear on the Cherokee tribal roll or whether they have been listed for enrollment as citizens of the Cherokee Nation.

Respectfully,

Chairman.

7-1463

Muskogee, Indian Territory, April, 19, 1903.

Jim Goins,

Boswell, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Zarabell Goins and Elizabeth Durnat to the birth of Earl Goins, son of Jim and Zarabell Goins February 1, 1903, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.

1464

William D. Self et al

Choc

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-----o-----  
DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record herein is in the matter of the application for  
the enrollment as a citizen by intermarriage of the Choctaw nation  
of

WILLIAM D. SELF,

7 - 1464  
-----o-----

S. L. OAKES,

County and Probate Judge,

KIAMICHI CO., CHOCTAW NATION.

P. O. Goodland, Ind. Ter. July 22d 1897

The Choctaw Nation  
County of Kiamichi

To any person legally  
authorized to solemnize marriage, greeting,  
you are hereby authorized to join in the  
holy bonds of matrimony, and to celebrate  
the rites & ceremonies of marriage between  
Mr. J. A. Dwyer & Miss Ella Fisher  
according to the usual customs and laws  
of the Choctaw Nation & you are required  
to return this license to me within thirty days,  
from the celebration of such marriage, with  
a certificate of the same, appended thereto,  
and signed by you.

J. S. Berry  
County & Probate Clerk  
Kiamichi County  
Choctaw Nation

This is to Certify that I have  
this day joined together in  
the Holy Bonds of Matrimony Mr  
W. D. Self to Miss Ellen Fisher this  
the 2<sup>nd</sup> July 1877

E. W. Evington  
Circuit Judge for  
Dick Lenoire  
Nation

Recorded by  
Book 11 p. 8.  
Page 347.  
Recorded  
August 1877  
1894

Recorded In  
Book No. 8.  
Page 3.57.

Recorded  
Augst  
to 15.  
1891

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 1st, 1902.

Choctaw 1464  
Intermarried

-----oOo-----

In the matter of the application of William D. Self for  
enrollment as an intermarried citizen of the Choctaw Nation.

William D. Self being first duly sworn testified as fol-  
lows:

Examination by the Commission:

- Q What is your name? A William D. Self.  
Q How old are you? A Twenty-six past.  
Q What is your post office address? A Now?  
Q Yes? A Spencerville.  
Q What Nation is that in? A In the Choctaw Nation.  
Q How long have you been a resident of the Choctaw Nation?  
A About nineteen or twenty years.  
Q Have you lived here continuously for that length of time?  
A Yes sir.  
Q Do you claim intermarried rights in the Choctaw Nation?  
A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim  
these rights? A Ellie Fisher.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Her rights have never been disputed? A No sir.  
Q When were you married to Ellie Fisher? A About five or six  
years ago.  
Q Where was this marriage ceremony performed? A Judge Evans'  
Is that in the Choctaw Nation? A Yes sir.  
Q At that time were both you and your wife bona fide residents of  
the Choctaw Nation? A Yes sir.  
Q Were you married in accordance with the Choctaw tribal law?  
A Yes sir.  
Q Did you obtain a marriage license? A Yes sir.  
Q From whom did you get that license? A Cub Burney.  
Q How much did you pay for the license? A One hundred dollars.  
Q Who performed the marriage ceremony? A Ed Everidge.  
Q Was he an officer of the Nation? A District Judge.  
Q Were you ever married before your marriage to Ellie Fisher?  
A No sir.  
Q Was she ever married before her marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as hus-  
band and wife up to the present time? A Up until she died. She  
died a little over a year ago.  
Q There was no separation of any kind up to the time of her death?  
A No sir.  
Q What was the date of her death? A Sixth of last April.  
Q April a year ago? A Yes sir.



William D. Self---2

- Q About a year and a half ago? A Yes sir.  
Q Since her death have you remarried? A No sir.  
Q You are at present an actual and bona fide resident of the Choctaw Nation? A Yes sir.
- 

Albert G. McMillan being first duly sworn ~~testates~~ states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 1st day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 15 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

next

7 - 1464.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

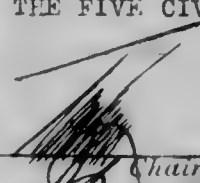
In the matter of the application for the enrollment of William D. Self as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that William D. Self, on July 25, 1897, was married in accordance with the laws, customs and usages of the Choctaw Nation to Ellie Self (nee Fisher), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name is identified (as Ellie Fisher), upon the 1896 Choctaw census roll, Kiamichi County, number 4225, enrolled as a citizen by blood of the Choctaw Nation; that at the time of said marriage the applicant herein and his Choctaw wife were residents in good faith of the Choctaw Nation, and that they lived together continuously in said nation as husband and wife from the date of said marriage until the death of said Ellie Self, on April 6, 1901, since which time the applicant herein had not remarried up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that William D. Self should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
Chairman.

  
COMMISSIONER.

  
T. R. Buckner  
COMMISSIONER.

  
W. E. Hanning  
COMMISSIONER.

Muskogee, Indian Territory,

JUL 20 1903

Choctaw 1464

COPY.

Hudlogee, Indian Territory, July 20, 1903.

William M. Gelf,

Spencerville, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 20, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*T. B. Needles.*  
Commissioner in Charge.

Registered.

Enc LYC 29/20

Choctaw 1464

PY.

Muskogee, Indian Territory, July 20, 1903.

Messrs. J. H. & J. H. Cornish,

Agents for the Choctaw and Chickasaw Nations,

North McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 20, 1903, granting the application of William D. Self for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*T. B. Needles.*

Commissioner in Charge.

Registered.

Enc MYC 30/20

1465

malina Roebuck et al

Choc

---

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----  
The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

MINNIE ROEBUCK----- 7 D-783.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Muskogee, I. T., September 3, 1902.

7-D-783.

-----oOo-----

In the matter of the application of Minnie Roebuck for the enrollment of herself as an intermarried citizen of the Choctaw Nation.

Minnie Roebuck, being first duly sworn, testified as follows:

Examination by the Commission:

- Q What is your name? A My name?
- Q Yes? A Which, my name before I was married?
- Q No, your name? A My name is Minnie Roebuck.
- Q How old are you? A Twenty-one.
- Q What is your post office address? A Hugo.
- Q Indian Territory? A Yes sir.
- Q What Nation is that in? A Choctaw.
- Q How long have you resided in the Choctaw Nation? A Let me see - - - be two years in January.
- Q Have you resided in the Choctaw Nation continuously for the past year and a half? A Yes sir.
- Q Where did you live before that? A Texas.
- Q How long did you live in Texas? A See - - - I lived in Texas five years.
- Q Where did you live before that? A Chickasaw.
- Q Where was you born? A Chickasaw.
- Q Lived there until - -? A Lived there until I moved to Texas.
- Q And you lived in Texas - - -? A Five years.
- Q Five years, and moved to the Choctaw Nation about a year and a half ago? A Yes sir.
- Q What is your father's name? A His name is Zack Isabell.
- Q That was your maiden name? A Yes sir.
- Q Zack? A Yes sir.
- Q Isabell? A Yes sir.
- Q How do you spell that? A I s a b e l l.
- Q Is your father living? A Yes sir.
- Q What is your mother's name? A Alice Isabell.
- Q Is she living? A Yes sir.
- Q Are your father and mother both white persons? A Yes sir.
- Q Citizens of the United States? A Yes sir.
- Q Have either your father or your mother ever made any claim to citizenship by blood of any tribe of Indians? A Not that I know of.

#2.

- Q Have they ever drawn any money as members of any tribe of Indians? A Never have.
- Q You are a white woman? A Yes sir.
- Q Have you ever made claim to citizenship by blood in any tribe of Indians? A No sir.
- Q Never drawn any money as a member of any tribe of Indians? A No sir.
- Q You are now making application to this Commission to be enrolled as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
- Q What is the name of your Choctaw husband? A Will Roebuck.
- Q How old is he? A Twenty-one.
- Q Where does he live? A He lives near Hugo; six miles from Hugo in the Choctaw Nation.
- Q He is a citizen by blood of the Choctaw Nation? A Yes sir.
- Q Do you know his father's name? A His father's name is Dave Roebuck.
- Q Is he living? A No sir, dead.
- Q What is his mother's name? A Malina.

The name of the applicant's husband appears upon the records of the Commission as a citizen by blood of the Choctaw Nation, on Choctaw roll card, field No. 1465, as Willie Roebuck, having been so listed May 9, 1899, upon his identification from the 1896 Choctaw census roll as a resident of Kiamitia County.

- Q When were you married to Willie Roe? A 20th of March.
- Q What year? A 1902.
- Q Where were you married? A Married at Chicota, Lamar County, Texas.
- Q Who married you? A Hayes, Parson Hayes.
- Q Have you your marriage license and certificate? A Yes sir.

Let me have them please. There is offered in evidence, marked exhibit "A", filed and made a part of this application, the marriage license issued by the county clerk of Lamar County, Texas, to W. E. Roebuck to marry Miss Minnie Isabell, the same being dated March 15, 1902; attached thereto being the certificate of Rev. T. W. Hayes as to the marriage of W. E. Roebuck and Minnie Isabell, March 20, 1902.

- Q Were you ever married before you married Will Roebuck? A No sir.
- Q Was he ever married before he married you? A No sir.
- Q Was the only marriage ceremony ever performed between you and Will Roebuck under this license you obtained in Lamar County, Texas? A Yes sir.
- Q Neither of you ever had a husband or wife before that? A No sir.
- Q Now since this marriage you have lived together as husband and wife? A Yes sir.
- Q Live in the Choctaw Nation? A Yes sir.
- Q Have a home there? A Yes sir.



#3.

Albert G. McMillan, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he reported the proceedings had in the above entitled cause on the 3rd day of September, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

Albert G. McMillan

Subscribed and sworn to before me this 5<sup>th</sup> day of September, 1902.

B. C. Jones  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
Muskogee, Indian Territory,  
December 1, 1903.

Choctaw D 783, -----:-----  
Intermarried.

In the matter of the application for the enrollment of  
Minnie Roebuck as a citizen by intermarriage of the Choctaw Nation.

Willie Roebuck, being first duly sworn, testified as  
follows:

Examination by the Commission.

- Q That is your name? A Willie Roebuck.  
Q Where do you live? A Six miles west of Hugo.  
Q What Nation? A Choctaw Nation.  
Q What is your post-office address? A Hugo.  
Q How long have you lived in the Choctaw Nation? A All my life.  
Q Never made your home any where else? than in the Choctaw Nation?  
A No, sir.  
Q You are an Indian by blood, are you? A Yes, sir.

Willie Roebuck is identified on Choctaw card, field  
number 1465, and is numbered 4093 upon the lists prepared by  
the Commission, of persons entitled to enrollment as citizens  
by blood of the Choctaw Nation, and approved by the Secretary  
of the Interior on December 12, 1902.

- Q Do you know Minnie Roebuck? A Yes, sir.  
Q What relation is she to you? A She's my wife.  
Q Her father and mother both white? A Yes, sir.  
Q Do they claim any rights as Indians by blood? A No, sir.  
Q Did she? A No, sir.  
Q She claims rights as an intermarried citizen? A Yes, sir.  
Q Through you? A Yes, sir.  
Q Will you look at that license, will you? A Yes, sir.  
Q When was she married to you? A 20th day of March.  
Q What year? A 1902.  
Q By whom were you married? A Rev. T. W. Hayes.  
Q A minister of the gospel? A Yes, sir.  
Q Where were you married? A Checotah, Texas.  
Q Is that your license and certificate between you and Minnie Roe-  
buck? A Yes, sir.  
Q Are you the identical W. E. Roebuck, mentioned there? A Yes, sir.  
Q That W. E. Roebuck, mentioned there, is yourself? A Yes, sir.  
Q Does that initial E. belong to your name? A Yes, sir.  
Q Were you married before you were married to Minnie Isabell? A No,  
sir, was not married before that.  
Q Was she married before she was married to you? A No, sir.  
Q Where was she living at the time of your marriage to her? A She  
was living in the Choctaw Nation, west of Hugo.

Choctaw D 783

Minnie Roebuck 2

- Q She was not living in Texas? A No, sir.  
Q Where were you living? A I was living in the Choctaw Nation.  
Q And you went and got married in the State of Texas? A Yes, sir.  
Q Since the date of your marriage in March, 1902, did you and Minnie Roebuck, formerly Minnie Isabell, live together as husband and wife until September 25, 1902? A Yes, sir.  
Q No separation, abandonment or divorce? A No, sir.  
Q And you both lived in the Choctaw Nation? A Yes, sir.  
Q Any children? A No, sir.  
Q Is she living now? A No, sir.  
Q When did she die? A 11th day of October, 1902.  
-Q So that accounts for her not appearing here, I suppose? A Yes, sir.  
Q How old was Minnie Roebuck at the time of her death, how old was she on September 25, 1902? A Twenty-one years.  
Q At that time? A Yes, sir.

Wirt Franklin, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he reported in full all proceedings had in the above entitled case at Muskogee, Indian Territory, on December 1, 1903, and that the above and foregoing is a full, true and correct transcript of his stenographic notes, taken in said case.

Wirt Franklin

Subscribed and sworn to before me this 3<sup>rd</sup> day of December, 1903.

Calvin H. Morris  
Notary Public.

Exhibit "A."

No.

## Marriage License.

Mr. H. C. Robuck

AND

Miss Minnie Hubell

Issued the

13

day of

March 1902

Lee Thompson

Clerk County Court

Edwin Morse

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

SEP 3 1902

*[Signature]*  
ACTING COMMISSIONER

Filed the

day of

1

Clerk County Court

to Terms

By

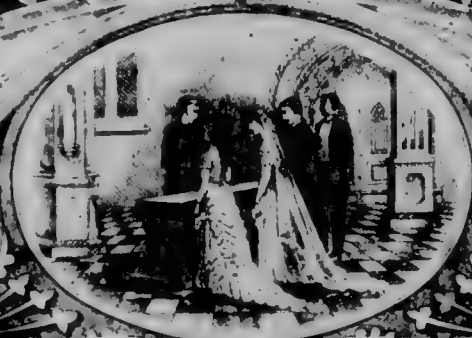
Deputy

Recorded on Book

Page

of Marriage Records

# STATE OF TEXAS



*Lamar* **COUNTY**

To any Regularly Licensed or Ordained Minister of the Gospel, Jewish Rabbi,  
Judge of the District or County Court, or any Justice of the Peace in and for  
*Lamar* County, Texas

## GREETING:

YOU ARE HEREBY AUTHORIZED TO CELEBRATE THE

## • RITES OF MATRIMONY •

Between *Mr. W. E. Robuck*  
and *Miss Minnie Isabell* and  
make due return to the Clerk of the County Court of said County  
within sixty days thereafter, certifying your action under this license.

WITNESS my Official Signature and Seal  
of office at office in *Lamar*  
the *15* day of *March* 1902

*Bee Thompson* Clerk  
of the County Court *Lamar* County, Texas  
*Edwin Moore* Deputy

I, *Edwin Moore*, Deputy, certify that on the *10* day of  
*March* 1902, I united in Marriage *W. E. Robuck*  
and *Minnie Isabell* the parties above named.

WITNESS my hand this *20* day of *March* 1902

Returned and filed for record the *22* day of *March* 1902  
and recorded the *27* day of *March* 1902

*Edwin Moore* Deputy *Bee Thompson* County Clerk

DEPARTMENT OF THE INTERIOR,  
BUREAU OF INDIAN AFFAIRS,  
WASHINGTON, D. C.

[illegible]

In the latter of the application for the enrollment of  
 Philip Lee, as a cadet, in Intermediate of the Aviation Section.

— 322 —

~~CONFIDENTIAL~~

L. R. Bucklin

W. E. Sawyer  
Commissioner

Justice, Civil Territory.

MAR 15 1964

4  
783  
Muskogee, Indian Territory, March 29, 1904.

Minnie Reebuck,

Hugo, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered March 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice in which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered  
Enc Choctaw D-783

Commissioner in Charge.

8

4  
Enrollment 1-103  
COPY.

Muskogee, Indian Territory, March 29, 1904.

Mansfield, McMurran & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered March 15, 1904, granting the application of Minnie Roebuck for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice in which to file protest against the action of the Commission in enrolling said Minnie Roebuck as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered  
Enc Choctaw D 783

Commissioner in Charge.



IN RE  
THE DEATH OF*Jackson Gule*  
a citizen of the*Choctaw* Nation.

Approved SEP 18 1902

1902



Commissioner

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

SEP 18 1902



ACTING CHAIRMAN

1465-

7-1465

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Jackson Gale  
(Here insert name of deceased.)  
a citizen of the Choctaw Nation, who formerly resided at or near  
Maytubby Spring Ind. Ter., and died on the 4<sup>th</sup> day of  
July, 1900.  
(Here insert name of post office.)

## AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY, )

Central District. )

I, Maline Robuck, on oath state that I am 57  
years of age and a citizen, by Blood, of the Choctaw Nation;  
that my post office address is Hugo, Ind. Ter.; that I am  
Cousin of Jackson Gale  
(State relationship as the father, an uncle, cousin, etc.) (Here insert name of deceased.)  
who was a citizen, by Blood, of the Choctaw Nation;  
and that said Jackson Gale died on the 4<sup>th</sup> day of  
July, 1900.  
Malina Robuck.

WITNESSES TO MARK

(Must be Two.)

Subscribed and sworn to before me this

13<sup>th</sup> day ofSept1902W. C. Schaubert  
Notary Public.

## AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY, )

Central District. )

I, H. H. Thompson, on oath state that I am 60  
years of age, and a citizen, by Blood, of the Choctaw Nation;  
that my post office address is Hugo, Ind. Ter.;  
that I was personally acquainted with Jackson Gale  
(Here insert name of deceased.)  
who was a citizen, by Blood, of the Choctaw Nation;  
and that said Jackson Gale died on the 4<sup>th</sup> day of  
July, 1900.  
H. H. Thompson.

WITNESSES TO MARK

(Must be Two.)

Subscribed and sworn to before me this

13<sup>th</sup> day ofSept1902W. C. Schaubert  
Notary Public.

Muskogee, Indian Territory, May 14, 1900.

Mr. Nelson J. Howe,

Attorney at Law,

Caddo, Indian Territory,

Dear Sir:

A Commission was organized on March 10, 1893, in  
which I represented the United States. The Commission was  
named after Jackson Yale, an orphan of Arkansas, who was  
born in 1800 and died in 1893. The Commission was organized  
to investigate the claims of orphans of the Cherokee  
Nation who were enrolled in the 1893 pay roll of the  
Cherokee Nation. The Commission was organized to investigate  
the claims of orphans of the Cherokee Nation who were  
enrolled in the 1893 pay roll of the Cherokee Nation.

In reply to your letter, the Commission cannot undertake  
to inform you as to whether any payment has been made to the  
orphans who were enrolled in the 1893 pay roll of the Cherokee Nation,  
but the records show that Jackson Yale of Cherokee County, Arkansas  
on page 214, 1893 pay roll of Cherokee County, Cherokee 33, is one of the  
orphans who were then at Arkansas Academy. There is a column sixty seven  
names, and opposite each of them is the notation that payment has  
been made and has been received for by their guardian. There is no  
such notation opposite the name of Jackson Yale. At the end of the

S.J.H/2

list, the following certificate appears:

"The sum of \$6386.00, six thousand three hundred and eighty six dollars, is deposited in the National Treasury of the Choctaw Nation, to pay the above sixty two orphan boys \$103.00 each, said sum to draw interest at the rate of 4 per cent. per annum from Jan 10th, 1893, until each child comes of age.

Signed, Green McCurtain,

Treasurer."

Yours truly,

Acting Chairman.

7-1468.

Muskogee, Indian Territory, September 3, 1902.

Malina Roebuck,

Care Willie Roebuck,

Hugo, Indian Territory.

Dear Madam:

The Commission has received information that your ward, Jackson Yale, has died since the time he was listed for enrollment as a citizen by blood of the Choctaw Nation.

For the purpose of making his death a matter of record, there is enclosed you herewith a blank for proof of death which you are kindly requested to have properly executed at your earliest convenience, and return the same in the enclosed envelope which requires no postage.

You will notice that there is an affidavit for a relative and an acquaintance. In having same executed be careful to see that all blanks are properly filled, all names written in full, and in event either of the parties whose names are to be affixed to the affidavits are unable to write, and their signatures are by mark, that such signatures are attested by two disinterested persons, witnesses thereto.

M R 2

The notary public before whom the same are acknowledged must affix his notarial jurat and seal to each separate affidavit.

Yours truly,

Env.

Acting Chairman.

D.C.

7-1465.

Muskogee, Indian Territory, September 18, 1902.

Malina Roebuck,

Hugo, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your affidavit and that of G.C. Thompson relative to the death of your cousin, Jackson Yale, a citizen by blood of the Choctaw Nation, which occurred July 4, 1900; and the same being in proper form have been duly filed with the records of the Commission.

Respectfully,

Acting Chairman.

Choctaw D-783.

Muskogee, Indian Territory, February 27, 1903.

Minnie Reebuck,

Hugo, Indian Territory.

Dear Madam:

It is the present intention of the Commission to establish land offices in the Choctaw and Chickasaw nations April 1, 1903.

The act of Congress approved July 1, 1902, provides as follows:

"No person whose name does not appear upon the rolls as herein provided shall be entitled in any manner to participate in the distribution of the common property of the Choctaw and Chickasaw tribes."

It will be necessary, before your right to enrollment as an intermarried citizen of the Choctaw Nation can be determined, that you appear before the Commission and testify as to your status on September 25, 1902.

For this purpose the Commission has made an appointment at Atoka, Indian Territory, March 10 to 13, 1903, and you should personally appear at said place on one of the above dates for the purpose herein indicated. No further action can be taken relative to the determination of your right to enrollment until this testimony is received.

Respectfully,

Chairman.



7-1465  
7-D 783

Muskogee, Indian Territory, March 14, 1903.

Willie Rockuck,  
Mugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 6th instant stating that your wife died October 11, 1902.

You are advised that proof of the death of your wife should be furnished the Commission and a blank for such purpose, together with an envelope for the return of the same when properly executed, are enclosed you herewith.

This matter should receive prompt attention.

Respectfully,

Rev.

D. C.

Chairman.

7-D-783.

Muskogee, Indian Territory, March 30, 1903.

Malina Robuck,

Hugo, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your affidavit and that of Bellshazzar McIntyre relative to the death of your daughter-in-law, Minnie Robuck, an applicant for enrollment as an inter-married citizen of the Choctaw Nation, which occurred October 11, 1902.

Respectfully,

Chairman.

7 D-783.

Muskogee, Indian Territory, November 18, 1903.

Willie Roebuck,

Hugo, Indian Territory.

Dear Sir:

It appears from the records of the Commission that your wife, Minnie Roebuck, made application to the Commission for enrollment as a citizen by intermarriage of the Choctaw Nation, claiming her right to citizenship by virtue of her marriage to you. It also appears that on October 11, 1902 the said Minnie Roebuck died.

In order to protect any interests she may have as a citizen by intermarriage of the Choctaw Nation you should appear before the Commission at its office in Muskogee, Indian Territory and testify as to her status on September 25, 1902, and you should do so at an early date.

Respectfully,

Chairman.

Choctaw 1465

Wuskogee, Indian Territory, April 13, 1904.

Willie Hobuck,

Wuskogee, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 10, in which you ask if you will be notified by the Secretary of the Interior in regard to the application of your wife, Minnie Hobuck.

In reply to your letter you are informed that no protest having been filed by the attorneys for the Choctaw and Chickasaw Nations against the enrollment of your wife, Minnie Hobuck, as an intermarried citizen of the Choctaw Nation within the fifteen days allowed for that purpose, her name will be placed upon a schedule of intermarried citizens of said nation prepared for forwarding to the Secretary of the Interior as early as practicable.

It is suggested that you communicate with the Commission in about sixty days again when you will be advised whether or not her enrollment has been approved by the Secretary of the Interior.

Respectfully,

Chairman.

1466

Silan Homer et al

Choc

7-11-66

Amundson  
Cody, Wyo.

Muller's  
C. C. C. C. C.  
1875

1875

HACKETT & GAINES,  
Druggists.

J. T. HACKETT.  
J. B. GAINES.

Hattiesburg, S. B., Dec. 2<sup>nd</sup> 1902

To whom it may Concern,  
This is to certify that one Sarah  
Hanna living in Miami County  
and Sissie Lolin, there are both  
in same County and were before  
me in joined in holy Ceremony  
before me this 2<sup>nd</sup> day of December  
1902.

Witness  
Noah Pegler  
Jez Pickett

Robert S. Frazier  
Minister of the  
Gospel of  
M. E. C. S.

11003



1467

Thomas E. Oakes et al

choc

7-1487  
7-5897

Muskogee, Indian Territory, November 11, 1902.

D.W. Oakes,

Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 7th inst., requesting to be advised whether it will be necessary for your wife to appear before the Commission for the purpose of making election as a citizen of the Choctaw Nation, and if so, whether she can appear before the Commission at Antlers in December, 1902.

You are advised that if your wife desires to relinquish any rights to citizenship which she may have in the Cherokee Nation and elect to be enrolled as a citizen of the Choctaw Nation, she will be heard upon her personal appearance before the Commission at Antlers, Indian Territory, or at any of the appointments in the Choctaw Nation prior to December 24, 1902.

Respectfully,

Acting Chairman.

1469 Harriet N. oakes

Choc

1468 Susan m. oakes

Choc

EMPTY

1471

Lucy Hayes

Choc

1470

Martin Rogers

Choc

EMPTY

1472

mollie Locke

Choc

L

C

## Certificate of Record of Marriage.

UNITED STATES OF AMERICA, )  
THE INDIAN TERRITORY, )  
SOUTHERN DISTRICT.

I, C. M. CAMPBELL, Clerk of the United States Court in the Territory and District aforesaid, DO HEREBY CERTIFY, that the License for, and Certificate of Marriage of Mr. *W. L. Roberts*, and M *Mollie Locke*

were filed in my office in said Territory and District the *18* day of *Dec*

A. D. *1899* and duly recorded in Book

*A* of Marriage Record, page *426*

WITNESS my hand and seal of said Court at Ardmore, this *8* day of *Dec*

A. D. *1899*

*C. M. Campbell* CLERK

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

JUL 31 1902

*[Signature]* ACTING CHAIRMAN.

CHOSTAW.

FILED

DEC 18 1899 9AM

C. M. CAMPBELL, Clerk.



# MARRIAGE LICENSE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
SOUTHERN DISTRICT

To Any Person Authorized by Law to Solemnize Marriage--Greeting:

You are hereby Commanded, To solemnize the Rite and  
publish the Banns of Matrimony between  
Mr. C. L. R. L. of Ardmore  
in the Indian Territory, aged 27 years, and  
Miss Willie L. L. of Ardmore  
in the Indian Territory, aged 17 years,  
according to law; and do you officially sign and return this License to  
the parties therein named.

Witness my hand and official seal, this 12 day  
of December A. D. 1899

Chas. M. Comstock  
Clerk of the United States Court

By J. J. Fleming Secretary

## Certificate of Marriage.

UNITED STATES OF AMERICA,  
THE INDIAN TERRITORY,  
SOUTHERN DISTRICT.

do hereby certify, that on the 16th day of Dec A. D. 1899 I  
did duly and according to law, as commanded in the foregoing License, solemnize the Rite  
and publish the Banns of Matrimony between the parties therein named.

WITNESS my hand, this 16th day of Dec A. D. 1899

My credentials are recorded in the office of the Clerk of the United States Court,  
Indian Territory, Southern District, at Ardmore, Book A Page 257

W. G. Comstock, L.  
a Minister

NOTE:--This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in  
the Indian Territory, at Ardmore, within sixty days from the date thereof, or the party to whom the License was  
issued will be liable in the amount of One Hundred Dollars, (\$100.)  
NOTE:--No person is authorized to perform the Marriage Ceremony in the Southern District, unless the proper creden-  
tials have first been recorded in the Clerk's office.

Choctaw 1472

Muskogee, Indian Territory, July 16, 1902.

Mollie Roberts,

East, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of the 7th instant, enclosing the application for enrollment as a citizen of the Choctaw Nation of Mollie Roberts, the infant daughter of A. L. and Mollie Roberts, born April 12, 1902, and said application being in proper form has been duly filed with the records of this office and the child listed for enrollment as a citizen of the Choctaw Nation.

You are requested to forward either the original or certified copy of the marriage license and certificate between you and A. L. Roberts as authority for the changing of your name upon our records from your former name of Mollie Locke to your present married name of Mollie Roberts.

Yours truly,

Acting Chairman.



7-1472.

Muskogee, Indian Territory, July 31, 1908.

Mollie Roberts,

Mart, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of the 23d inst. enclosing the marriage license and certificate between A.L. Roberts and Mollie Locke, and the same have been duly filed with the records of the Commission in the matter of the application for enrollment of Mollie Locke as a citizen of the Choctaw Nation, as authority for the change in her name upon our records from her former name to her present married name.

Yours truly,

Acting Chairman.

IN RE

Application for Enrollment of

INFANT CHILD

Beulah May Roberts

as a citizen of the

Choctaw Nation.

Approved JUL 1 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.FILED  
JUL 14 1902

ACTING CHAIRMAN.

Choctaw 1472

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chocktaw Nation,  
of Bulah May Roberts born on the 12 day of May, 1902  
(Here insert name of child.)  
Name of Father: A. L. Roberts, a citizen U.S. Chocktaw Nation.  
Name of Mother: Molly Roberts citizen of the Chocktaw Nation.  
Post-Office: Hart. I. T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY, )

Southern District. )

I, Molly Roberts, on oath state that I am 19  
years of age and a citizen, by Blood, of the Chocktaw Nation;  
that I am the lawful wife of A. L. Roberts, who is a citizen, by  
Blood, of the U.S. Nation, that a Female child was  
(Male or female.)  
born to me on the 12 day of May, 1902; that said child has been  
named Bulah May Roberts and is now living.

WITNESSES TO MARK

(Must be Two Witnesses) } Patsy Taylor  
B. Reich

Subscribed and sworn to before me this

7<sup>th</sup> day ofJuly1902

J. J. Hart  
Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY, )

Southern District. )

I, S. C. Davis, a W.D., on oath state that I  
attended on Mrs. Molly Roberts, wife of A. L. Roberts,  
on the 12 day of May, 1902; that there was born to her on said  
date a Female child; that said child is now living and is said to have been  
(Male or female.)  
named Bulah May Roberts.

WITNESSES TO MARK:

(Must be Two Witnesses) } Patsy Taylor  
B. Reich

Subscribed and sworn to before me this

7<sup>th</sup> day ofJuly1902

J. J. Hart  
Notary Public.

1473

Beckie Houston

Choc

EMPTY

1474

Tobias Williams et al

Choc

Muskegee, I. T. Oct . 27, 1900.

Tobias Williams,

Grant, I. T.

Dear Sir:

Can you furnish the Commission with any information as to Willie Williams, about 40 years old, a resident of Kiamitia County, whose name appears on the 1896 census Roll of the Chectaw Nation, but who has never made application for enrollment to the Dawes Commission. There is enclosed herewith an envelope for the return of this letter, after the questions have been answered, and your name signed thereto; no stamp is needed for this envelope.

Yours truly,

Acting Chairman.

Please answer the following questions in the blanks left opposite, and sign your name:

1. Is Willie Williams a brother, or any relative of yours? \_\_\_\_\_
2. Is he living or dead? \_\_\_\_\_
3. If you can give no information about him, will you send us the name of some one who can? \_\_\_\_\_

Env.

\_\_\_\_\_

Muskogee, Indian Territory, January 18, 1902.

Isam Williams,

Goodland, Indian Territory.

Sir:

The name of Willie Williams, thirty-eight years of age is found upon the 1896 Choctaw census roll but it does not appear that any application for his enrollment has ever been made to this Commission.

You are kindly requested to answer the questions below at your earliest convenience and return this letter in the enclosed envelope which requires no postage.

Yours truly,

Env.  
Choc- Del.

Commissioner in Charge.

- Q Do you know Willie Williams? A \_\_\_\_\_
- Q Is he related to you? A \_\_\_\_\_
- Q If so how? A \_\_\_\_\_
- Q Can you give his post office address? A \_\_\_\_\_
- 
- Q If you are unable to give the information requested can you state the name of some person who can do so?

COMMISSIONERS

HENRY L. DAWES.  
TAMM BIXBY.  
THOMAS B. NEEDLES.  
C. R. BRECKINRIDGE.

ALLISON I. AYLESWORTH.  
" SECRETARY

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

ADDRESS ONLY THE  
COMMISSION TO THE FIVE CIVILIZED TRIBES

Muskogee, Indian Territory, January 18, 1902.

Isham Williams,  
Goodland, Indian Territory.

Sir:

The name of Willie Williams, thirty-eight years of age is found upon the 1896 Choctaw census roll but it does not appear that any application for his enrollment has ever been made to this Commission.

You are kindly requested to answer the questions below at your earliest convenience and return this letter in the enclosed envelope which requires no postage.

Yours truly,

Env.  
Choc- Del.

Commissioner in Charge.

- Q Do you know Willie Williams? A \_\_\_\_\_
- Q Is he related to you? A \_\_\_\_\_
- Q If so how? A \_\_\_\_\_
- Q Can you give his post office address? A \_\_\_\_\_
- 
- Q If you are unable to give the information requested can you state the name of some person who can do so?



7-D-900

Muskogee, Indian Territory, February 17, 1906.

Chief Clerk,

Choctaw Land Office,

Atoka, Indian Territory.

Dear Sir:

You are advised that Choctaw roll card D 900, Willie Williams has been cancelled, it appearing that this person is a duplicate of Winey Williams, No. 2 on Choctaw roll card No. 1474, approved roll of citizens by blood of the Choctaw Nation 4112.

You are therefore directed to eliminate the name of this person from your list of undetermined applicants for enrollment in the Choctaw Nation.

Respectfully,

Acting Commissioner.

7-D-900

Muskogee, Indian Territory, February 17, 1906.

Chief Clerk,

Chickasaw Land Office,

Ardmore, Indian Territory.

Dear Sir:

You are advised that Choctaw roll card D 900, Willie Williams, has been cancelled, it appearing that this person is a duplicate of Winny Williams, No. 2 on Choctaw roll card No. 1474, approved roll of citizens by blood of the Choctaw Nation No. 4112.

You are therefore directed to eliminate the name of this person from your list of undetermined applicants for enrollment in the Choctaw Nation.

Respectfully,

Acting Commissioner.

1475

nellie Ervin et al

Choc

7-1475

Muskogee, Indian Territory, May 22, 1903.

Hellie Ervin,

Hugo, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of the 16th instant, requesting to be advised if a child born May 7, 1903, can be enrolled as a citizen of the Choctaw Nation.

You are advised, that under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 341), the Commission is now without authority to receive original applications for enrollment of any persons whomsoever, as citizens of the Choctaw or Chickasaw Nations.

Respectfully,

Chairman.

IN RE  
Application for Enrollment of  
INFANT CHILD.

*Marion C. ...*

As a citizen of the

*State of ...*

Nation.

Approved *May 2*

1877

*[Signature]*

Commissioner.

RECEIVED  
COMM. TO THE  
MAY 7 1877  
U.S. CUSTOMS

1-75

# Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of Willie C. Crain, born on the 30 day of May, 1893.  
Name of father: William Crain, a citizen of the Cherokee Nation.  
Name of mother: Willie Crain, a citizen of the Cherokee Nation.  
Post Office: St. Louis, Mo.

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Cherokee District.

I, Willie Crain, on oath, state that I am 25 years of age and a  
citizen, by birth, of the Cherokee Nation; that I am the  
lawful wife of William Crain who is a citizen, by birth, of the  
Cherokee Nation; that a male child was born to me on the 30th day  
of May, 1893; that said child has been named Mary Crain  
and is now living at St. Louis, Mo.

Subscribed and sworn to before me this 9th day of May, 1899.

A. S. McKeeman

Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Cherokee District.

I, Mary A. Crain, a midwife, on oath, state that I  
know Mrs. Willie Crain, wife of William Crain  
that on the 30th day of May, 1893; that there was born to her on said date a female child;  
that said child is now living and is said to have been named Mary Crain.

Subscribed and sworn to before me this 9th day of May, 1899.

A. S. McKeeman

Notary Public.

1476

Samuel Fry et al

Choc

7-1476  
7-3506

Muskogee, Indian Territory, December 22, 1902.

D.W. Oakes,

Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 8th inst., enclosing application for enrollment as a citizen of the Choctaw Nation of Solomon Homer, infant son of Daney Homer and Sophia Yale, born March 8, 1901; and the same is herewith returned to you, for the reason that it is stated in the affidavit of the mother that she is a citizen by blood of the Choctaw Nation.

If this is correct, you are requested to state her full maiden name, the time and place application was made for her enrollment, the names of the other members of her family for whom application was made at the same time, and any other information you may have which will enable the Commission to identify Sophia Yale as being duly listed for enrollment as a citizen by blood of the Choctaw Nation.

Upon receipt of the information requested and return of the application for enrollment of your child, the matter will receive further consideration.

Respectfully,

Enc B I 18.

Acting Chairman.



7-1476.

Muskogee, Indian Territory, January 22, 1903.

D.W. Cakes,

Nelson, Indian Territory.

Dear Sir:

Under date of December 22, 1902, application for enrollment as a citizen of the Choctaw Nation of Solomon Homer, infant son of Daney Homer and Sophia Yale, born March 3, 1901, was returned to you for further information relative to the enrollment of the mother.

Receipt is hereby acknowledged of your letter of the 1st inst., enclosing said application, stating that the mother of the child was enrolled as Sophia Frye, at Goodland, Indian Territory, in 1898 and that she was the daughter of Solomon Yale.

You are informed that the statements contained in your letter have enabled the Commission to identify the mother, Sophia Yale, as having been duly listed for enrollment as a citizen by blood of the Choctaw Nation under the name of Sophia Frye. The application, being in proper form, has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

7-1476

Muskogee, Indian Territory, November 7, 1905.

J. E. Whitehead,

Attorney at Law,

South McAlester, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letters of October 28 and November 3, 1905, asking if application was made for the enrollment of Peter Robinson, new born son of Sam Robinson and Sophia Robinson who is enrolled as Sophia Fry.

In reply to your letter you are advised that it does not appear from the records of this office that application has been made by or on behalf of Peter Robinson for enrollment as a new born citizen of the Choctaw Nation.

Respectfully,

Commissioner.

IN RE

Application for Enrollment of

INFANT CHILD.

As a citizen of the

Nation.

Approved May 9 1899

Commissioner.

RECEIVED OF THE COMMISSIONER  
COMMISSION ON TO THE FIVE CIVILIZED TRIBES  
FILED

May 9 1899

CHATTANOOGA

CHATTANOOGA

1476

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of L. C. HALL, born on the 24 day of April, 1898.  
Name of father: L. C. HALL, a citizen of the Cherokee Nation.  
Name of mother: Anna H. H. H., a citizen of the Cherokee Nation.  
Post Office: Birmingham, Ala.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Cherokee District.

I, Anna H. H. H., on oath, state that I am 20 years of age and a  
citizen, by birth, of the Cherokee Nation; that I am the  
lawful wife of L. C. HALL, who is a citizen, by birth, of the  
Cherokee Nation; that a female child was born to me on the 24 day  
of April, 1898; that said child has been named L. C. HALL,  
and is now living.

Subscribed and sworn to before me this 19 day of April, 1898.

A. S. McKeen  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, \_\_\_\_\_, a \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1898; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1898.

Notary Public.

18  
7-1476

INDEXED

IND. LAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

*Seaman Homer*

as a citizen of.

*Choctaw* Nation.

Approved

DEC 22 1902

190

*C. A. Buckinridge.*  
Commissioner.

COMMISSION TO

FILE

DEC 2 1902

CHOCTAW.

1476

7-1476

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Soloman Homer, born on the 8th day of March, 1901  
(Here insert name of child.)  
Name of Father: Raney (A) Homer a citizen of the Choctaw Nation.  
Name of Mother: Sophia Yale a citizen of the Choctaw Nation.  
Post-office \_\_\_\_\_

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Sophia Yale, on oath state that I am 23  
years of age and a citizen, by blood, of the Choctaw Nation:  
~~that I am the lawful wife of~~ \_\_\_\_\_, who is a citizen, by  
\_\_\_\_\_ of the \_\_\_\_\_ Nation) that a male child was  
(male or female.)  
born to me on 8th day of March, 1901; that said child has been  
named Soloman Homer, and is now living.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Israel Gardner  
M. Lakes

Sophia Yale  
made

Subscribed and sworn to before me this

8th day of December, 1902  
W. M. Lakes

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Hinnie Gardner, a Midwife, on oath state that I  
attended on Mrs. Sophia Yale, wife of \_\_\_\_\_  
on the 8th day of March, 1901; that there was born to her on  
said date a Male child; that said child is now living and is said to have been  
named Soloman Homer.  
(male or female.)

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Israel Gardner  
M. Lakes

Hinnie Gardner  
made

Subscribed and sworn to before me this

8th day of December, 1902  
W. M. Lakes

NOTARY PUBLIC

(7-1476)  
(7-3506)

Nelson, I. S.  
Jan. 1<sup>st</sup> 1903

The Hon. Commission  
Sirs:—

I herewith return application for enrollment of Solomon Homer and I find that Sophia Yale is the maiden name of the mother, that at the time of enrollment at Goodland, she was the wife of Samuel Frey and was enrolled as Sophia Frey and that her mother, who is now Winney Gardner (who made midwife affidavit in application) was the wife of Tobias Williams (deceased) at time of enrollment at Goodland in 1898—

Sophia Yale's father's name was Solomon Yale.

I think parties can be identified by information given above.

Respt. Yours,  
D. H. Oakes.

1477

Elmira Willis et al

Choc



7-15 Enc 129 32 INDEXED

CHOCTAW.

IN RE

Application for Enrollment of

INFANT CHILD

*Thomas Morris*

as a citizen of the

*Choctaw*

Nation.

Approved, OCT 20 1902

1902

*W. H. R. R.*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

OCT 20 1902

*W. H. R. R.*  
ACTING CHAIRMAN

CHOCTAW.

1477

## Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Cherokee* Nation,  
 of *Thomas Willis*, born on the *12* day of *December*, *1899*  
 Name of Father: *W. L. Willis*, a citizen of the *Cherokee* Nation,  
 Name of Mother: *Elmira Willis*, a citizen of the *Cherokee* Nation,  
 Postoffice: *Goodland, I. T.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )  
INDIAN TERRITORY, )

District, )

I, *Elmira Willis*, on oath state that I am *31*  
 years of age and a citizen, by *blood*, of the *Cherokee* Nation;  
 that I am the lawful wife of *W. L. Willis*, who is a citizen, by  
 blood, of the *Cherokee* Nation; that a *male* child was  
 born to me on the *12* day of *December*, *1899*, that said child has been  
 named *Thomas Willis*, and is now living.

WITNESSES TO MARK

(Must be Two Witnesses.)  
*B. S. McHenry*  
*D. B. McHenry*

*Elmira Willis*  
 X  
 mark

Subscribed and sworn to before me this

*3* day of *Sept*  
*1899*

1900

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )  
INDIAN TERRITORY, )

District, )

I, *Mary Horner*, a *Midwife*, on oath state that I  
 attended on Mrs. *Elmira Willis*, *1899*  
 on the *12* day of *December*, *1899* that there was born to her on  
 said date a *male* child; that said child is now living and is said to have been  
 named *Thomas Willis*

WITNESSES TO MARK:

(Must be Two Witnesses.)

*Mary Horner*

Subscribed and sworn to before me this

*3* day of *Sept*  
*1899*

1900

NOTARY PUBLIC

7-1477.

Muskogee, Indian Territory, October 20, 1902.

Elmira Willis,

Care J.J. Terry,

Goodland, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Thomas Willis, infant son of Elmira Willis, father unknown, born December 12, 1899; and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

7-1477.

Muskogee, Indian Territory. October 13, 1903.

J. L. Terry,

Goodland, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Cherokee Nation of Thomas Willis, infant child of Alura Willis, father unknown, born December 12, 1899; and the case is returned to you herewith for the reason that the affidavit of the mother shows this child to have been born December 12, 1899, while the affidavit of the attending midwife states the date of the birth as December 12, 1900. You are advised that the dates in the affidavits must correspond.

Upon return of the application with the dates corrected, the matter will receive further consideration.

Respectfully,

Commissioner in Charge.

Enc B I 32.

1  
COMMISSIONERS

HENRY L. DAWES,  
TAMM BIXBY,  
THOMAS B. NEEDLES,  
C. R. BRECKINRIDGE

ALLISON L. AYLESWORTH,  
SECRETARY

7  
DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES

Muskogee, Indian Territory, September 7, 1900.

Elmira Willis,

Goodland, Indian Territory.

Dear Madam:

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Thomas Willis, born December 12th, 1899, and the same is returned to you herewith for the reason that it is not in proper form to be accepted by the Commission. The Notary Public taking the acknowledgement of Elmira Willis has failed to sign his name to such affidavit or to affix his notarial seal thereto.

Kindly have these omissions supplied and return the application to the Commission and the matter will receive further consideration.

m Yours truly,

  
Acting chairman.

Enc a

In reply please  
refer to 7-1477

Muskogee, Indian Territory, September 7, 1900.

Elmira Willis,

Goodland, Indian Territory.

Dear Madam:

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Thomas Willis, born December 12th, 1899, and the same is returned to you herewith for the reason that it is not in proper form to be accepted by the Commission. The Notary Public taking the acknowledgement of ~~Elmira Willis~~ has failed to sign his name to such affidavit or to affix his notarial seal thereto.

Kindly have these omissions supplied and return the application to the Commission and the matter will receive further consideration.

Yours truly,

Acting chairman.

Enc a

In reply please  
refer to 7-1477

7-1477

Muskogee, Indian Territory, September 29, 1902.

J. J. Terry,  
Notary Public,  
Goodland, Indian Territory,

Dear Sir:

On or about the seventh day of September, 1900, the Commission received the enclosed birth certificate in the matter of the birth of Thomas Willis, son of Elmira Willis whose postoffice address was given as Goodland, Indian Territory. This certificate was mailed again to Mrs. Willis for the reason that the Notary Public, before whom she made her affidavit, failed to sign his name or attach his seal. The envelope containing the affidavit was returned to the Commission by the postmaster at Goodland, Indian Territory. It appears that you are the Notary Public who took the affidavit of the midwife in this case and it is considered likely that you also took the affidavit of Mrs. Willis, the mother, and if this is the case you are requested to attach your name and seal to said affidavit and return the same to this office in the enclosed envelope, which requires no postage. This matter should receive immediate attention.

Respectfully,

ISM-49  
Rev.

Acting Chairman.

7-1477

Muskogee, Indian Territory, September 29, 1902.

Mrs. Elmira Willis,

Goodland, Indian Territory,

Dear Madam:

You are informed that the Commission has on this date returned to J. J. Terry, notary public, Goodland, Indian Territory, the application for the enrollment of your son, Thomas Willis, as a citizen of the Choctaw Nation, for the reason that the signature and seal of the notary was not attached to your affidavit. It is necessary that the application for the enrollment of your said child should be returned to this office, properly executed, at the earliest practicable date, and it is suggested that you cooperate with Mr. J. J. Terry in seeing that the same is so returned.

Respectfully,

Acting Chairman.



1478

Osborne

J. Gooding

et al

Choc

EMPTY

1479

Charles H. Gooding et al

choc

Choctaw D-782.

DEPARTMENT OF THE INTERIOR.  
Commission to the Five Civilized Tribes.  
Muskogee, I. T., September 2, 1902.

-----

In the matter of the application of Minnie Lee Gooding  
for the enrollment of herself as an intermarried citizen of the  
Choctaw Nation.

No appearances.

Minnie Lee Gooding being first duly sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Minnie Lee Gooding.  
Q How old are you? A Twenty-one.  
Q What is your post office address? A Grant, I. T.  
Q In what nation is Grant? A Choctaw Nation.  
Q How long have you been a resident of the Choctaw Nation? A About  
11 years.  
Q You have resided in the Choctaw Nation continuously for about 11  
years? A Yes, sir.  
Q What is your father's name? A Pleasant David Hall.  
Q Is he living? A Yes, sir.  
Q What is the name of your mother? A Sarah Hall.  
Q Is she living? A Yes, sir.  
Q Are both of your parents white? A Yes, sir.  
Q They are citizens of the United States? A Yes, sir.  
Q Have either of your parents ever made claim for enrollment as  
citizens of any tribe of Indians? A Not that I know of.  
Q Are you now applying as an intermarried citizen of the Choctaw  
Nation? A Yes, sir.  
Q What is the name of your Choctaw husband through whom you claim  
the right to be enrolled as such? A Charles H. Gooding.  
Q Is your husband a recognized and enrolled citizen of the Choctaw  
Nation? A Yes, sir.

The name of applicant's husband, Charles H. Gooding, ap-  
pears upon the records of the Commission on Choctaw roll card  
field number 1678, having been listed for enrollment as a cit-  
izen by blood of the Choctaw Nation upon his identification on  
the 1896 Choctaw census roll, Kiamitia County, No. 4815.

- Q When were you married to Charles H. Gooding? A In 1900. On December 9th.
- Q Where were you married? A At Old Goodland.
- Q Were you married in accordance with the Choctaw law? A No, the United States law.
- Q Have you any evidence of the marriage with you? A No, we sent our license up here.

Upon examination of the records of the Commission there is found with Choctaw card #1578 marriage license issued by the Clerk of the United States Court for the Central District of Indian Territory, to Charles H. Gooding and Minnie Hall, and attached to said license is the certificate of J. T. Gibbons, Minister of the Gospel, to the effect that on December 9th, 1900, he united in marriage the above named parties, said marriage license and certificate being on file in the office of the Clerk of the United States Court for the Central District of Indian Territory, in Book No. 1, page 147.

- Q Were you ever married before your marriage to your present husband? A No, sir.
- Q Was your husband ever married before? A Yes, sir.
- Q What was the name of his first wife? A Annie Gooding.
- Q When was he married to this woman? A I don't know.
- Q Is she living? A No, sir, she is dead.
- Q Do you know when she died? A No, sir.
- Q What is the name of his next wife? A Clara.
- Q Do you know when he was married to this woman? A No.
- Q Is she still living? A Yes.
- Q Has he been divorced from this woman? A Yes, sir.
- Q Have you evidence of this divorce with you? A No, sir.
- Q Do you know when this divorce took place? A No, sir.

-----

Charles H. Gooding being first duly sworn testified as follows:

Examination by the Commission:

- Q You will please state your name? A Charles H. Gooding.
- Q What is your age? A I was born in 1864 or '65; I don't know exactly which.
- Q What is your post office address? A Grant, I. T.
- Q What is the name of your father? A Henry L. Gooding.
- Q Is he a citizen of the Choctaw Nation? A An intermarried citizen--he is a white man.
- Q What is the name of your mother? A Roseana Gooding.
- Q Is your mother a citizen of the Choctaw Nation? A Yes, sir. She is a citizen by blood.
- Q Mr. Gooding what is the date of your first marriage? A I don't know as I can tell exactly. About '85 I guess, as well as I can guess at it.
- Q What was the name of your first wife? A Annie.
- Q How long did you live with this woman? A About four years.

- Q Did she die? A Yes, sir.  
Q When were you married again? A I was married about '89 I believe. It was '89 or '90.  
Q What was the name of this woman? A Clara.  
Q How long did you live with her? A About three years.  
Q Did she die or were you separated? A We were separated.  
Q Did you obtain a divorce? A She did.  
Q Do you know the date of the granting of this divorce? A No, sir, not exactly. I was not at home when she got divorced, but it was along about 1898--I think it was.  
Q Have you any evidence of that divorce? A No, sir, not with me. She has a copy of the divorce.  
Q Where was it obtained? A At Sulphur Springs, in Wolf County.  
Q Were you married again after this divorce? A Yes, sir.  
Q What was your wife's name? A Minnie Hall.  
Q What is the date of that marriage? A The 9th of December, 1900.  
Q Are you at present living together as husband and wife? A Yes, sir.

Mr. Gooding, in the matter of the application for the enrollment of your present wife as an intermarried citizen of the Choctaw Nation it will be necessary for you to obtain some evidence of your divorce from your former wife. The best evidence of this fact would be a certified copy of the decree of the Court, or in case you cannot obtain that, the affidavits of two disinterested parties who know of the circumstances, will be sufficient. It will be well for you to send this evidence in just as soon as possible.

-----

R. B. Eisenberg, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he reported in full the proceedings had in the above entitled cause taken on the 2nd day of September, 1902, and that the foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*R. B. Eisenberg*

Sworn to and subscribed before me this 9 day of September, 1902.

*Frank R. [Signature]*  
Notary Public.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 3rd, 1902.

Choctaw D-782  
Intermarried

-----oOo-----

In the matter of the application of Minnie Lee Gooding for enrollment as an intermarried citizen of the Choctaw Nation.

Minnie Lee Gooding being first duly sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Minnie Lee Gooding.  
Q How old are you? A Twenty-one.  
Q What is your post office address? A Grant.  
Q How long have you been a resident of the Choctaw Nation?  
A About twelve years.  
Q Have you lived here continuously for the past twelve years?  
A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation?  
A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim these rights? A Charles Gooding.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q When were you married to Charles Gooding? A 9th day of December, 1900.  
Q Where was this marriage ceremony performed? A Old Goodland, Parson Gibbons.  
Q At that time were both you and your husband bona fide residents of the Choctaw Nation? A Yes sir.  
Q Since your marriage to Charles Gooding have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation of any kind whatsoever? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 3rd day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

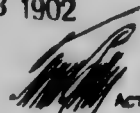
Subscribed and sworn to before me this 20 day of January, 1903.

*Albert G. McMillan*  
*Charles H. Sawyer*  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**

OCT 13 1902



ACTING CHAIRMAN.

I E. M. Everidge & T. W. Fullage  
 Being duly sworn According to  
 Law State on oath that In August 1898  
 I was Judge of the District Court of the  
 Third District of the Choctaw Nation &  
 and at the August Term 1898 of that Court  
 there was granted to Clara Gooding wife  
 of Chas. H. Gooding a Decree of  
 Divorce from her husband and  
 that the same was in due form  
 and the Papers in the Case were at  
 that time duly filed in Clerk's Office  
 and said Decree was duly granted  
 by me as Judge of the Court to the Best  
 of my Knowledge I am a Disinterested  
 Party having no Interest in any  
 matter which this affidavit might  
 in any way affect.

E. M. Everidge  
 Circuit Judge 3<sup>rd</sup> District  
 Choctaw Nation

Subscribed and sworn to before  
 me a Notary Public duly commissioned  
 and acting in and for the District  
 Choctaw Nation

Witness my hand and Seal  
 of Office this 4<sup>th</sup> day of Oct  
 11<sup>th</sup> 1902

O. P. Harold

Notary Public

Grant, T. T.



RECEIVED BY THE SECRETARY OF THE DEPARTMENT OF THE INTERIOR

-----

TO THE SECRETARY OF THE DEPARTMENT OF THE INTERIOR  
FROM THE COMMISSIONER OF THE GENERAL LAND OFFICE  
SUBJECT: [Illegible]  
[Illegible text follows, appearing to be a letter or report.]

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIRE CIVILIZED CHILD

SEP 20 1902

782

P. C. Harris of lawful age being duly sworn according to law states on oath; That in August 1898, he was clerk of The District Court of the Third District of the Choctaw Nation I. T. And that at the August term 1898, of the said court there was granted to Clara Gooding wife of Charles E. Gooding, a decree of divorce from her husband. and that the same was in due form and the papers in the case were at that time duly filed in the Clerks office, and said decree was duly entered by me as the then clerk. I am a disinterested party having no interest in any matter which this affidavit might in any way effect

P. C. Harris

Subscribed and sworn to before me this the 23rd, day of Sept. 1902

John Cochrane

Notary Public,

7 D-798.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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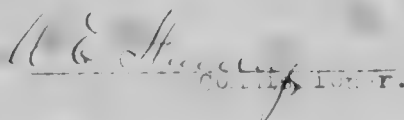
In the latter of the application for the enrollment of  
Linnie Lee Gooding as a citizen by intermarriage of the Choctaw  
Nation.

- D E C I S I O N -

It appears from the record herein that Linnie Lee Gooding,  
on June 3, 1904, was lawfully married to Charles W. Gooding, a  
recognized and enrolled citizen of the Choctaw Nation, whose  
name appears on the roll of 1898. The list of names of this enrollment  
under the act of Congress approved July 1, 1902 (32 Stat., 441) of  
various articles of the roll of the Choctaw Nation of the Choctaw  
Nation was received by the Department of the Interior on June 15,  
1904; and it is the duty of the Commission to determine whether or not  
the said Linnie Lee Gooding is a citizen of the Choctaw Nation and that they have  
lived together continuously in the Territory as husband and wife  
from the date of said marriage to and including September 5, 1904.  
It is, therefore, the opinion of this Commission that  
the said Linnie Lee Gooding should be enrolled as a citizen by intermarriage  
of the Choctaw Nation, under the provisions of the acts of Congress  
approved June 25, 1902 (32 Stat., 440) and July 1, 1902 (32 Stat.,  
441), and it is so ordered.

WITNESSED my hand and the seal of the Department of the Interior, at Washington, D. C., this 15th day of February, 1904.

  
Commissioner.

  
Assistant Commissioner.

Muskogee, Indian Territory,  
FEB 27 1904

Commissioner.

Choctaw No. D-782

Muskogee, Indian Territory, February 27, 1904.

Minnie Lee Gooding,

Grant, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the commission, rendered February 27, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.  
Enc. 7-D-782

Commissioner in Charge.

Choctaw No. D-782

Muskogee, Indian Territory, February 27, 1904.

Messrs. L. L. McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered February 27, 1904, granting the application of Minnie Lee Gooding for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling said Minnie Lee Gooding ~~as a~~ a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.  
Enc. 7-D-782

Commissioner in Charge.

# Certificate of Record of Marriages.

UNITED STATES OF AMERICA )  
THE INDIAN TERRITORY )  
CENTRAL DISTRICT )

I, ~~P. B. STONER~~, Clerk of the United States Court in the Indian Territory—and District aforesaid,

DO HEREBY CERTIFY

and Certificate of the Marriage of

Mr. ~~John A. Stoner~~ of the County of ~~Adair~~ State of ~~Oklahoma~~

and ~~Mrs. Mary A. Stoner~~ of the County of ~~Adair~~ State of ~~Oklahoma~~

were filed in my office on the ~~fourth~~ day of ~~August~~ the ~~1906~~ year of ~~1906~~ A. D. ~~1906~~

and duly recorded in Book ~~10~~ of Marriages, Page ~~100~~

WITNESS my hand and the seal of said Court this ~~fourth~~ day of ~~August~~ 1906.

day of ~~August~~ 1906 A. D. ~~1906~~

BY ~~P. B. STONER~~ Clerk

Deputy

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**  
FEB 15 1902

*[Handwritten signature]*

RECORDED

Nº 294.

## Marriage License.

United States of America, To Any Person Authorized By Law  
The Indian Territory, to Solemnize Marriage—Greeting.  
Central District.

*Whereas, it is commanded by law that*  
*the said Court shall issue a license*  
*to any person authorized by law*  
*to solemnize marriage, upon the*  
*application of the parties, or of*  
*some other person authorized by law*

*to issue a license to any person*  
*authorized by law to solemnize*  
*marriage, upon the application of*  
*the parties, or of some other person*  
*authorized by law to issue a*  
*license to any person authorized by*  
*law to solemnize marriage, upon the*  
*application of the parties, or of*  
*some other person authorized by law*  
WITNESS My hand and official Seal, this 7<sup>th</sup> day of Dec. A. D. 1900  
J. P. Gibbons  
CLERK OF THE COURT

### CERTIFICATE OF MARRIAGE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
CENTRAL DISTRICT.  
I, J. P. Gibbons, a Minister  
DO HEREBY CERTIFY, That on the 9<sup>th</sup> day of  
Dec. A. D. 1900 I did duly and according to law,  
as commanded in the foregoing License, solemnize the Rite and publish  
the Banns of Matrimony between the parties therein named.  
WITNESS my hand this 9<sup>th</sup> day of Dec. A. D. 1900  
My credentials are recorded in the office of the Clerk of the United  
States Court, in the Indian Territory, Central District, Book W page 213  
J. P. Gibbons.  
a Minister

A License and Certificate of Marriage must be returned to the Office of the Clerk of the  
Court in the Indian Territory, from whence it was issued, within sixty days from the date there-  
of, or party to whom the License was issued will be liable in the amount of one Hundred dollars \$100.



CHOCTAW.

20

IN RE

Enc Y-2

Application for Enrollment of

INFANT CHILD

*Lettie Lee Gooding*  
as a citizen of

*Choctaw* Nation.

Approved FEB 15 1902 190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED  
FEB 15 1902

*[Signature]*  
S. T. CHARMAN.

CHOCTAW.

1479

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Lettie Lee Gooding born on the 24 day of Nov, 1901  
(Here insert name of child)  
Name of Father: Chas H Gooding a citizen of the Choctaw Nation.  
Name of Mother: Minnie Gooding a citizen of the \_\_\_\_\_ Nation.  
Post-office \_\_\_\_\_

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Central

District.

I, Minnie Gooding, on oath state that I am 20  
years of age and a citizen, by intimacy of the Choctaw Nation;  
that I am the lawful wife of Chas H Gooding, who is a citizen, by  
Blood, of the Choctaw Nation; that a Female child was  
(male or female)  
born to me on 24 day of Nov, 1901 that said child has been  
named Lettie Lee Gooding, and is now living.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Subscribed and sworn to before me this

16 day of Jan

1902

D. P. Harold  
Grant T. T.

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Central

District.

I, J. D. Abels, a Physician, on oath state that I  
attended on Mrs. Minnie Gooding wife of Chas. H. Gooding  
on the 24 day of Nov, 1901 that there was born to her on  
said date a Female child; that said child is now living and is said to have been  
(male or female)  
named Lettie Lee Gooding.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Subscribed and sworn to before me this

30

day of

Jan

1902

D. P. Harold

NOTARY PUBLIC.

Grant T. T.

Muskogee, Indian Territory, February 1, 1902.

Charles H. Gooding,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation, of Lettie Lee Gooding, the infant daughter of Charles H. and Minnie Gooding, born November 24, 1901, and the same is returned to you herewith for the reason that before the matter of the application for the enrollment of this child can be given further consideration, it is necessary that you supply either the original or certified copy of your marriage license and certificate to Minnie Gooding.

Upon receipt of the evidence of marriage requested above and the return of the application for enrollment of Lettie Lee Gooding, the matter will be given further consideration.

Yours truly,

Acting Chairman.

7-1479

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COMMISSIONERS  
HENRY L. DAWES  
TAMM BIXBY  
THOMAS B. NEEDLES  
C. R. BRECKINRIDGE

ALLISON L. AYLESWORTH  
SECRETARY

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, February 1, 1902.

Charles H. Gooding,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation, of Lettie Lee Gooding, the infant daughter of Charles H. and Minnie Gooding, born November 24, 1901, and the same is returned to you herewith for the reason that before the matter of the application for the enrollment of this child can be given further consideration, it is necessary that you supply either the original or certified copy of your marriage license and certificate to Minnie Gooding.

Upon receipt of the evidence of marriage requested above and the return of the application for enrollment of Lettie Lee Gooding, the matter will be given further consideration.

Yours truly,

Acting Chairman.

7-1479

Enc Y-2

7-1479

COMMISSIONERS.  
HENRY L. DAWFS.  
TAMM BIXBY  
THOMAS B. NEEDLES  
C. R. BRECKINRIDGE

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

ALLISON L. AYLESWORTH  
S. V. HALL

Muskogee, Indian Territory, February 15, 1902.

Charles H. Gooding,  
Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the marriage license and certificate of Charles H. Gooding and Miss Minnie Hall, and also of the application for enrollment as a citizen of the Choctaw Nation of Lettie Lee Gooding, the infant daughter of Charles H. and Minnie Gooding, born November 24, 1901.

The evidence of marriage enclosed in your letter has been duly filed with the records of this office and the application for the enrollment of Lettie Lee Gooding, being in proper form, has also been duly filed, and this child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

  
Commissioner in Charge.

7-D-782.  
7- 1479.

Muskogee, Indian Territory, September 29, 1902.

Charles E. Gooding,  
Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 24th inst., enclosing the affidavit of P.C. Harris relative to the divorce between Charles E. and Clara Gooding, and the same has been duly filed with the records of the Commission in the matter of the application for enrollment as an intermarried citizen of the Choctaw Nation of Minnie Lee Gooding.

At the time Minnie Lee Gooding made such application, your testimony was taken in support of same, at the conclusion of which you were informed that if you were unable to furnish either the original or certified copy of the divorce proceedings between yourself and Clara Gooding, your former wife, that the affidavits of two disinterested parties who knew of the circumstances would be deemed sufficient.

It will therefore be necessary that you furnish the

C H G 2

Commission with an additional affidavit of some disinterested party who knows of the divorce.

This matter should receive prompt attention.

Respectfully,

Acting Chairman.



Muskogee, Indian Territory, October 14, 1902.

Charles H. Gooding,

Grant, Indian Territory,

Dear Sir:

Regard is hereby acknowledged of your letter of October 4, enclosing affidavit of E. C. Averidge, Judge of the District Court, where Clara Gooding obtained a divorce from you, which is offered in support of the application of your present wife, Minnie Lee Gooding, for enrollment as an intermarried citizen of the Choctaw Nation, and same has been filed with the record in this case.

Respectfully,

Commissioner in Charge.

Choctaw 1479

Muskogee, Indian Territory, November 6, 1902.

Charles H. Gooding,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of October 30, 1902, addressed to the United States Indian Agent and which has been by him referred to this Commission for appropriate action.

Therein you desire information concerning a controversy existing between you and certain persons as to the possession of certain tracts of land in the Choctaw-Chickasaw country.

In reply to your letter you are advised that the Commission cannot at this time take any cognizance of controversies arising between persons as to the right to possession of any particular tracts of land in the Choctaw-Chickasaw country. Matters of this character will receive the attention of the Commission upon the establishment of land offices in the Choctaw and Chickasaw Nations.

Respectfully,

Acting Chairman.

Land- Choctaw 4128  
Choctaw 1479  
Choctaw D782

Muskogee, Indian Territory, May 23, 1903.

Charles W. Gooding,

Grant, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of May 6, requesting that certain lands described therein be held in reserve for your wife, Winnie Lee Gooding, whose name appears upon the records of the Commission as an applicant for enrollment as a citizen of the Choctaw nation, whose status has not yet been determined. Said land is described as follows:

The S 1/2 of S W 1/4 and the N W 1/4 of S W 1/4 of Sec. 17, and the N W 1/4 of Sec. 20, all in Township 7 S, Range 16 E.

It appears from our records that your wife, Winnie Lee Gooding, is an applicant for enrollment as a citizen by intermarriage of the Choctaw nation whose rights have not been finally determined. The Commission cannot reserve for her the land designated in your letter, but a record thereof has been made and you will be notified should any other person or persons select such land or any portion thereof in allotment, so that you may institute contest proceedings for the possession thereof.

Respectfully,

Chairman.

Muskogee, Indian Territory, March 27, 1905.

Charles H. Gooding,  
Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 12, 1905, in which you state that you will be glad to have your baby enrolled and file for it at the same time that you appear before the Commission to select the balance of the allotment for your wife Minnie Lee Gooding.

In reply to your letter you are informed that the affidavits heretofore forwarded to the birth of Larence Bobbit Gooding, child of Charles H. and Minnie Lee Gooding, September 21, 1903, have been filed with our records as an application for the enrollment of said child.

You are informed, however, that no selection of allotment can be made for children for whom application is made under the act of Congress approved March 3, 1905, until their enrollment is approved by the Secretary of the Interior.

Respectfully,

Chairman.

1480

Rosey Phillips

Choc

Hugo 29. 12/2. 1902

2 nos Commission

Marriage 29

Kutman

Innocent Deposition & test  
Child & Roseanna Phillips was  
Innocent & Roseanna Phillips  
was married & born here in 1841  
or the time the Commission was there  
Her Maiden name was Roseanna  
Spring daughter of Mrs Spring  
Walter Spring. Being a daughter of  
She was taken to Texas and married  
to Ross Phillips

H. Phillips

H. Phillips

CHOCTAW.

20

INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

*Vivian Phillips*

as a citizen of the

*Choctaw*

Nation.

Approved

MAR - 7 1903

1903

Commissioner

*Proof of birth of child for whom  
application was made Dec. 13, 1902.*

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

MAR - 7 1903

ACTING CHAIRMAN.

CHOCTAW.

11450

# DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Choctaw* Nation,  
 of *Vivian Phillips*, born on the *1* day of *Aug*, 190*1*  
 Name of Father: *Press Phillips*, a citizen of the *Choctaw* Nation.  
 Name of Mother: *Roseanna Phillips*, a citizen of the *Choctaw* Nation.  
 Post-Office: *Hugo* & *7*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )  
INDIAN TERRITORY, )*Central* District, )

I, *Roseanna Phillips*, on oath state that I am *23*  
 years of age and a citizen by *Blood* of the *Choctaw* Nation;  
 that I am the lawful wife of *Press Phillips*, who is a citizen, by  
~~Marriage~~ of the *Choctaw* U.S. Nation, that a *Female* child was  
 born to me on the *1st* day of *Aug*, 190*1*; that said child has been  
 named *Vivian Phillips*, and is now living.

WITNESSES TO MARK

(Must be Two)

Subscribed and sworn to before me this

*9*

day of

*Dec*190*2*.*W. S. Surbaugh*

Notary Public

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )  
INDIAN TERRITORY, )*Central* District, )

I, *Phelicia Mayes*, a *Midwife*, on oath state that I  
 attended on Mrs. *Roseanna Phillips*, wife of *Press Phillips*,  
 on the *1st* day of *Aug*, 190*1*; that there was born to her on said  
 date a *Female* child; that said child is now living and is said to have been  
 named *Vivian Phillips*.

WITNESSES TO MARK

(Must be Two)

*Phelicia Mayes*  
Mark

Subscribed and sworn to before me this

*9*

day of

*Dec*190*2*.*W. S. Surbaugh*

Notary Public.



7-1480.

Muskogee, Indian Territory, December 13, 1902.

Roseanna Phillips,

Hugo, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Vivian Phillips, infant daughter of Press and Roseanna Phillips, born August 1, 1901; and the same is returned to you herewith.

It appears from the affidavit of the mother that she is a citizen by blood of the Choctaw Nation. If this is correct, you are requested to state her full maiden name, the time and place application was made for her enrollment, the names of the other members of her family for whom application was made at the same time, and any other information you may have which will enable the Commission to identify Roseanna Phillips as being duly listed for enrollment as a citizen by blood of the Choctaw Nation.

Upon receipt of the information requested, the matter will receive further consideration.

Respectfully,

Enc B I 164.

Acting Chairman.

7-1430.

Lawton, Indian Territory, January 24, 1903.

Mrs. Phillips,

Muskogee, Indian Territory.

Dear Sir:

It appears from our records that on December 15, 1902, there was received at this office the application for enrollment as a citizen of the Choctaw Nation of Vivian Phillips, infant daughter of Preston and Josephina Phillips, born August 1, 1901; and the same was returned to you on the date above mentioned for further information relative to the mother of the child.

You are requested to state the names of her parents, whether living or dead, the county in the Choctaw Nation to which she belongs, and return the application for the enrollment of this child at your earliest convenience for further consideration.

Respectfully,

Acting Chairman.

7-1480.

Muskogee, Indian Territory, February 18, 1903.

W.O. Surbaugh,

Hugo, Indian Territory.

Dear Sir:

It appears from our records that on December 13, 1902, there was received at this office the application for enrollment as a citizen of the Choctaw Nation of Vivian Phillips, infant daughter of Press and Roseanna Phillips, born August 1, 1901; and that the same was returned to Press Phillips, Hugo, Indian Territory, on the above date for further information relative to the mother of the child.

Receipt is hereby acknowledged of your letter of the 10th inst., stating that the mother of the child for whom application was made is the daughter of Thos. Spring, deceased, and that she was listed for enrollment as a citizen of the Choctaw Nation at Goodland, Indian Territory, in 1898.

You are advised that the information contained in your letter has enabled the Commission to identify the mother of the

W O S 2

child as being duly listed for enrollment under the name of Rosey Phillips; and you are requested to have her return the application for the enrollment of her infant child to this office at her earliest convenience for further consideration.

Respectfully,

Acting Chairman.

7-1480.

Muskogee, Indian Territory, March 7, 1903.

W.O. Surbaugh,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 27, 1902, enclosing the application for enrollment as a citizen of the Choctaw Nation of Vivian Phillips, infant daughter of Press and Roseanna Phillips, born August 1, 1901.

It appears from our records that an application for the enrollment of this child was received at this office December 13, 1902, and returned for further information relative to the mother of the child.

The statements contained in your letter have enabled the Commission to identify her as being listed for enrollment under the name of Rosey Phillips; and the application being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Chairman.

1481

Samuel R. Oliver et al

choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---

-----  
Record in the matter of the application for enrollment as  
a citizen by intermarriage of the Choctaw Nation of-

SAMUEL R. OLIVER, 7-1481.  
-----

to get rid of these presents shall  
be a great relief.

1. I have one Mr.  
J. R. Quinn an citizen of the United  
States has presented an application  
for license to marry one Miss  
Josephine Spring a citizen of  
the Kingdom of Corsica Christiana Nation.

[illegible]

Therefore I do grant  
Mr. A. R. Clark a license for the  
express purposes herein stated

Given under my hand  
and seal this 20th day of  
November 1814.

St. Spring  
East of K-O-C-212



Cremada  
Nov. 4<sup>th</sup> 1894

This is to certify that  
I have this day joined in  
the holy bond of matrimony  
Mr. E. H. Oliver a U.S.  
Citizen to Miss Josephine  
Spiering a citizen of the  
United States.

Given under my hand  
This 4<sup>th</sup> day of  
November A.D. 1894.

J. C. Hanna  
Vice & Co. Judge  
R. C. C. N.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 4th, 1902.

Choctaw 1481  
Intermarried

In the matter of the application of Samuel E. Oliver for enrollment as an intermarried citizen of the Choctaw Nation.

Samuel E. Oliver, after first duly sworn, testified as follows:

Examination by the Commission:

- Q What is your name? A Samuel E. Oliver.  
Q How old are you? A Thirty-five.  
Q What is your post office address? A Hugo, I. T.  
Q How long have you been a resident of the Choctaw Nation? A About thirteen years.  
Q Have you lived here continuously for the past thirteen years? A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim? A She was Josephine Spring.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.  
Q Have her rights to enrollment ever been disputed? A No sir.  
Q When were you married to Josephine Spring? A '94 I believe; been married eight years the 4th of November.  
Q Where was this marriage ceremony performed? A Tom Spring's.  
Q Where is that? A That's near Hugo, about two mile.  
Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you married in accordance with the Choctaw tribal law? A Yes sir.  
Q Did you obtain a marriage license? A Yes sir.  
Q From whom did you get that license? A Bailey Springs, county clerk.  
Q Of what county? A Kiamitia county.  
Q How much did you pay for that license? A I paid \$100 in county scrip.  
Q Who performed the marriage ceremony? A County judge, Solomon Hotana.  
Q Were you ever married before your marriage to Josephine Spring? A No sir.  
Q Was she ever married before her marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.

Samuel R. Oliver----- 2

- Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual bona fide residents of the Choctaw Nation? A Yes sir.

-----  
Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 4th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 20 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

*Next*

LQD

7-1481

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

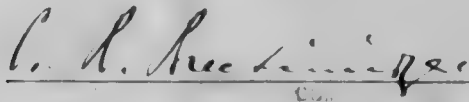
In the matter of the application for the enrollment of  
Samuel R. Oliver as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

It appears from the record herein that Samuel R. Oliver, on November 4, 1894, was married in accordance with the laws, customs and usages of the Choctaw Nation to Josephine Oliver (nee Spring), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4134 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said Nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Samuel R. Oliver should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
C. L. Hutchinson

Muskogee, Indian Territory,

APR 29 1903

BY:

Choctaw-1481

Muskogee, Indian Territory, April 29, 1903.

Samuel R. Oliver,

Hugo, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the commission in enrolling you as a citizen of the Choctaw nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

James S. Oliver  
Chairman.

Registered.

Reg. HGH 14.

COPY

Choctaw-1481

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,  
Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 23, 1903, granting the application of Samuel R. Oliver for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*Samuel D. Davis*  
Chairman.

Registered.

Enc. NGH 14a.

1482

Isham Williams et al

Choc

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Comie A. Williams  
as an intermarried citizen of the Choctaw Nation. Isham Williams  
being sworn and examined by Commissioner McKennon, testifies as  
follows:

- Q What is your name? A Isham Williams.
- Q And your age? A Thirty-eight.
- Q Are you the husband of Comie A. Williams? A Yes sir.
- Q When were you married to her? A July 13th, 1899.
- Q Is she a white woman? A Yes sir.
- Q And you are a Choctaw citizen? A Yes sir.
- Q Are you a full-blood? A Yes sir.
- Q Born and raised here in the Choctaw Nation? A Yes sir.
- Q Always recognized as a citizen? A Yes sir.
- Q Have you been living with her ever since you married her?
- A Yes sir.
- Q Who performed the ceremony? A Davis Milton.
- Q What Office did he hold? A County ~~Ad~~ Judge.
- Q Of what County? A Towson County.
- Q You understand the marriage records of that County were destroyed during 1897? A Yes sir.
- Q Who else was present when you were married?
- A My wife's sister.
- Q What is her name? A Ollie Robert.
- Q She is dead? A Yes, and Mr. Robert is living, but is in Indiana.
- Q They were the only ones present? A Yes sir.



(Comie A. Williams, Isham Williams, wit, #2)

Q You married her, she was at that time staying with Mr. Rosenthal? A Yes sir.

Q He is an intermarried citizen, Rosenthal? A Yes sir.

Q And his wife is Choctaw? A Yes sir.

Q You came back to his house that night? A Yes sir.

Q And he knows you have been married to her and living with her since you married her? A Yes sir, he asked us if we were married, and he asked Mr. Robert too.

Q She is still living? A Yes, she is here.  
first

Q What is your ~~father's~~ wife's name? A Thompson.

Q White woman? A Yes sir.

Q Given name? A Frances.

You were duly married to her? A Yes sir.

Q Who performed the ceremony? A W. M. Keith.

Q Is he living? A Yes sir, at Antlers.

Q She was a white woman? A Yes sir.

Q By her you have one child? A Yes sir, Fannie Williams.

Q She is living? A Yes sir.

-----  
Comie A. Williams, being sworn and examined by Commissioner McKennon, testifies as follows:

Q Your name is Comie A. Williams? A Yes sir.

Q How old are you? A Born in '64.

Q Are you the wife of Isham Williams? A Yes sir.

Q He is a Choctaw citizen and you a white woman? A Yes sir.

Q When were you married to him? A 1889, July 18th.

Q Who performed the ceremony? A The Judge of Towson County, Davis Milton.

(Comie A. Williams, #3)

Q He is dead now? A Yes sir.

Q You have been living with him as his wife ever since?

A Yes sir.

Department of the Interior,

Commission to the Five Civilized Tribes.

I hereby certify, upon my official oath as  
stenographer to aforesaid Commission, that this  
transcript is a true, full and correct translation of  
my stenographic notes.

*M. D. Green*

14-1482

32

INDEXED

IN RE  
THE DEATH OF

Carrie A. Williams  
a citizen of the

Ojibwa Nation.

Approved

DEC 10 1901

1901

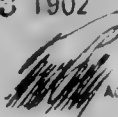


Commissioner

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

DEC 13 1902



ACTING CHAIRMAN

# 1482

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Carrie A. Williams  
(Here insert name of deceased.)  
a citizen of the Choctaw Nation, who formerly resided at or near  
Goodland, Ind. Ter., and died on the 29<sup>th</sup> day of  
May, 1902.  
(Here insert name of post office)

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA,

Central INDIAN TERRITORY, District.

I, Isiah Williams, on oath state that I am 41  
years of age and a citizen, by blood of the Choctaw Nation;  
that my post office address is Hugo, Ind. Ter.; that I am  
husband of Carrie A. Williams  
(State relationship as the father, son, mother, cousin, etc.) (Here insert name of deceased.)

who was a citizen, by interrimage of the Choctaw Nation;  
and that said Carrie A. Williams, died on the 29<sup>th</sup> day of  
May, 1902.  
(Here insert name of deceased.)

WITNESSES TO MARK

(Must be Two Witnesses)

Isiah Williams

Subscribed and sworn to before me this 3<sup>rd</sup> day of December, 1902  
H. C. Christen  
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA,

Central INDIAN TERRITORY, District.

I, L. W. Oakes, on oath state that I am 46  
years of age, and a citizen, by blood of the Choctaw Nation;  
that my post office address is Hugo, Ind. Ter.;  
that I was personally acquainted with Carrie A. Williams  
(Here insert name of deceased.)  
who was a citizen, by interrimage, of the Choctaw Nation;  
and that said Carrie A. Williams, died on the 29<sup>th</sup> day of  
May, 1902.  
(Here insert name of deceased.)

WITNESSES TO MARK

(Must be Two Witnesses)

L. W. Oakes

Subscribed and sworn to before me this 9<sup>th</sup> day of December, 1902  
H. C. Christen  
Notary Public.

Choctaw 1482

Muskogee, Indian Territory, December 12, 1902.

Isham Williams,

Hugo, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of November 29, stating that your wife, Cary Alice Williams, died May 29, 1902, and stating that your family were enrolled at Goodland and it is not convenient for you to leave home at this time. You ask if it will be necessary for you to appear before the Commission again in the matter of your enrollment.

In reply to your letter you are advised that the Commission is now preparing rolls of the citizens and freedmen of the Choctaw and Chickasaw Nations for submission to the Secretary of the Interior under the provisions of the act of Congress of July 1, 1902, which was ratified by the Choctaw and Chickasaw Nations on September 25, 1902, and it is advisable that all heads of families appear at one of its appointments most convenient to their residence for the purpose of giving the status of the members of their family on September 25, 1902, the date of the final ratification of the act of Congress above referred to.

For the purpose of making the death of your wife a matter of record there is inclosed you herewith a blank form for proof of

I.W. 2

death. You will note that there is an affidavit for a relative and another for an acquaintance, which please have executed and return to this office in the enclosed envelope. You are advised that all blanks should be filled, all names written in full, and that the Notary Public before whom the affidavits are acknowledged should affix his notarial seal and signature to each affidavit. Signatures by mark must be attested by two disinterested witnesses who can write.

Respectfully,

Acting Chairman.

D.C.  
Env.

IN RE

Application for Enrollment of

INFANT CHILD.

*Oliver A. [illegible]*

As a citizen of the

*United States*

Nation.

Approved

*May 7*

1897

*[Signature]*

Commissioner.

COMM.

*May 7 1897*

CHIEF CLERK  
*11/02*

# Department of the Interior.

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation.  
of Isaac R. Williams, born on the 1<sup>st</sup> day of June, 1891.  
Name of father: Isaac Williams, a citizen of the Chickasaw Nation.  
Name of mother: Carrie A. Williams, a citizen of the Chickasaw Nation.  
Post Office: Bedford, N.C.

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Chickasaw District.

I, Carrie A. Williams, on oath, state that I am 21 years of age and a citizen, by Intermarriage, of the Chickasaw Nation; that I am the lawful wife of Isaac Williams, who is a citizen, by Blood, of the Chickasaw Nation; that a male child was born to me on the 1<sup>st</sup> day of June, 1891; that said child has been named Isaac R. Williams, and is now living.

Subscribed and sworn to before me this

day of June, 1891.

Asmuckum  
Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

..... District.

I, ....., a ....., on oath, state that I attended on Mrs. ...., wife of ....., on the ..... day of ....., 1.....; that there was born to her on said date a ..... child; that said child is now living and is said to have been named .....

Subscribed and sworn to before me this

day of ....., 1......

Notary Public.



1483

DAVID

Bacon

et al

Choc

Muskogee, Indian Territory, November 27, 1901.

David Bacon,

Crowder, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Mittie Belle Bacon, the infant daughter of David and Mamie Bacon, born August 21, 1901, and the same being in proper form has been duly filed with the records of this office and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

1483-7

IN RE  
Application for Enrollment of  
INFANT CHILD.

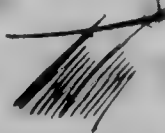
*Solomon Bacon*

As a citizen of the

*U. S. A.*

Nation.

Approved *May 17* 18*97*



Commissioner.

COMM.

*May 17 1897*

COMM.

*14 1/2*

*11/17*

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Cherokee* Nation,  
of *Solomon Bacon*, born on the *21st* day of *March*, 18*99*.  
Name of father: *David Bacon*, a citizen of the *Cherokee* Nation.  
Name of mother: *Maria Bacon*, a citizen of the *Cherokee* Nation.  
Post Office: *Indian Creek, Ark.*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

*Central* District.

I, *Maria Bacon*, on oath, state that I am *20* years of age and a  
citizen, by *blood*, of the *Cherokee* Nation; that I am the  
lawful wife of *David Bacon* who is a citizen, by *blood*, of the  
*Cherokee* Nation; that a child was born to me on the *21* day  
of *March*, 18*99*; that said child has been named *Solomon Bacon*  
and is now living.

Subscribed and sworn to before me this *11th* day of *May*, 18*99*.

*[Signature]*  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

*Central* District.

I, *Nancy Chetman*, a *Midwife*, on oath, state that I  
attended on Mrs. *Maria Bacon*, wife of *David Bacon*,  
on the *21* day of *March*, 18*99*; that there was born to her on said date a child;  
that said child is now living and is said to have been named *Solomon Bacon*.

Subscribed and sworn to before me this *11th* day of *May*, 18*99*.

*[Signature]*  
Notary Public.

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

*Mittie Belle Bacon*

as a citizen of

*Choctaw*

Nation.

Approved,

NOV 27 1901

190

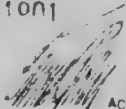


Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

NOV 27 1901



ACTING CHAIRMAN.

CHOCTAW.

1183

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Chocataw* Nation,  
of *Mittie Belle Bacon*, born on the *21st* day of *August*, 1901.  
(Here insert name of child)  
Name of Father: *David Bacon*, a citizen of the *Chocataw* Nation.  
Name of Mother: *Mamie Bacon*, a citizen of the *Chocataw* Nation.  
Post-office, *Nowata*, I. T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

*Central*

District.

I, *Mamie Bacon*, on oath state that I am *28*  
years of age and a citizen, by *blood*, of the *Chocataw* Nation;  
that I am the lawful wife of *David Bacon*, who is a citizen, by  
*blood*, of the *Chocataw* Nation, that a *female* child was  
(male or female)  
born to me on the *21st* day of *August*, 1901; that said child has been  
named *Mittie Belle Bacon*, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)

*Lawson Sipes*  
*AW Ataway*

*Mamie X Bacon*  
*mark*

Subscribed and sworn to before me this *13th* day of *November*, 1901.

*AW Ataway*

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

*Central*

District.

I, *Nancy Chatman*, a *midwife*, on oath state that I  
attended on Mrs. *Mamie Bacon*, wife of *David Bacon*,  
on the *21st* day of *August*, 1901; that there was born to her on  
said date a *female* child; that said child is now living and is said to have been  
(male or female)  
named *Mittie Belle Bacon*.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

*Lawson Sipes*  
*AW Ataway*

*Nancy X Chatman*  
*mark*

Subscribed and sworn to before me this *23* day of *November*, 1901.

*AW Ataway*

NOTARY PUBLIC.

1485

Lemon Hart SR et al

Choc

1484

Mary - Homma

Choc

EMPTY

1486

Leve

Hankins

et al

Choc



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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---o---

The record herein is in the matter of the application for the  
enrollment as a citizen by intermarriage of the Choctaw Nation of

LEVI HANKINS,        7 - 1486.

-----

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Garvin, I. T., November 28th, 1902.

Choctaw 1486  
Intermarried

-----oOo-----

In the matter of the application of Levi Hankins for enrollment as an intermarried citizen of the Choctaw Nation.

Levi Hankins being first duly sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Levi Hankins.  
Q How old are you? A twenty-six years old.  
Q What is your post office address? A Doaksville,  
Q That's in the Choctaw Nation? A Yes sir, Towson county.  
Q How long have you been a resident of the Choctaw Nation?  
A Been there nine years.  
Q Have you lived here continuously for the past nine years?  
A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation?  
A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim?  
A Sarah Garland.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have her rights ever been disputed? A No sir.  
Q When were you married to Sarah Garland? A In '94 I believe it  
was - - -December.  
Q Where was this marriage ceremony performed? A At Doaksville.  
Q At that time were both you and your wife bona fide residents of  
the Choctaw Nation? A Yes sir.  
Q Were you married in accordance with the Choctaw tribal law?  
A Yes sir.  
Q Did you obtain a marriage license? A Yes sir, yes sir.  
Q From whom did you get that license? A From the county clerk,  
Lamon Bacon.  
Q County clerk of what county? A Towson county.  
Q How much did you pay for that license? A \$100 in county scrip.  
Q Who performed the marriage? A G. W. Timms, judge of Towson  
county.  
Q Were you ever married before your marriage to Sarah Garland?  
A No sir.  
Q Was she ever married before her marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband  
and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A Well,  
we separated one time about a month.

Levi Hankins-----2

- Q When was that? A Five or six years ago; since then there has been no separation.  
Q No divorce at that time? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.
- 

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 28th day of November, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 15 day of January, 1903.

*Charles H. Sawyer*  
Notary Public.

11  
X

Choctaw Nation  
County of Dawson

December 22. A.D. 1874

La pakot. ne hark, lat ba  
Hutani kuhahito. Levi Hawkins  
illapbat Chahla I bawillan kaysa h  
anonta shayo kuhahito - Lurah Lawrence  
il bat - Chahla shaw do iit hui  
li Bawillan - Lurah Lawrence Bawillan  
ama lish la. Nam shaw do aia haw  
lat hui ma ma aia hui shik.  
holit shaw do Bawillan - Lurah Lawrence  
shaw do Bawillan shaw do Bawillan  
and hundred dollars at the hoke  
y shaw do shaw do shaw do  
December 22. 1874. Lurah Lawrence  
Lurah Lawrence Lurah Lawrence  
Lurah Lawrence Lurah Lawrence.

L. E. Baker

County Clerk

Dawson Co. C. W.

County of Dawson Choctaw Nation.  
This is to certify that  
Levin Jenkins and Miss Sarah Garland  
of the County Choctaw Nation were  
with their Mutual Consent joined together  
unto the Holy Bonds of Matrimony and Lawfully  
Solemnized by me this 23<sup>rd</sup> day of Dec 1884.  
B. W. Sims  
Judge of Dawson Co., Ga.

7-111

Choctaw Nation  
Towson County  
~~Towson County~~

December 22nd, A. D. 1894.

This document came before me, and I have approved of the same. This man by the name of Levi Harkins who is a Choctaw citizen, wishes to be married to a Choctaw woman whose name is Sarah Garland, and applied for a license which I issued to him.

Since he has complied with the law I approved of (his application) and issued to him the license, when he paid (\$100.00) one hundred dollars.

In witness whereof, I have hereunto set my hand and affixed the seal of the court this December 22nd, 1894.

(Signed) L. E. Baken,

County Clerk Towson County, C. N.

(SEAL)

L. G. Battiest being duly sworn on oath states that as interpreter to the Commission to the Five Civilized Tribes he translated the marriage license issued by L. E. Baken, County Clerk of Towson County, Choctaw Nation, to Levi Harkins and Sarah Garland, dated December 22, 1894, and that the above is a true, correct and full translation thereof.

*L. G. Battiest*

Subscribed and sworn to before me this 11th day of August, 1903.

*L. C. Deubner*

Notary Public.

212  
7 - 1486.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---o---

In the matter of the application for the enrollment of  
Levi Hankins as a citizen by intermarriage of the Choctaw Nation.

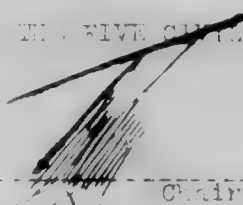
DECISION.

--o:--

It appears from the record herein that Levi Hankins, on December 26, 1894, was married in accordance with the laws, customs and usages of the Choctaw Nation to Sarah Hankins (nee Garland), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4133 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they lived together continuously in said Nation as husband and wife, with the exception of a separation of one month in 1896 or 1897, up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Levi Hankins should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 23, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.


  
Chairman.

  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory,

MAR 2 1904

  
Commissioner.

Choctaw No. 1486

Muskogee, Indian Territory, March 2, 1904.

Levi Hankins,

Fort Towson, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 2, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.  
Enc. 7-1486

Commissioner in Charge.



Choctaw No. 1486

Muskogee, Indian Territory, March 2, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 2, 1904, granting the application of Levi Hankins for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said Levi Hankins as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.  
No. 7-1486

Commissioner in Charge.

IN RE

Application for Enrollment of

INFANT CHILD

Charley Hawkins  
as a citizen of

..... Nation.

Approved

190

Commissioner.

GIVEN

-M

14 16

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Chactaw* Nation,  
of *Charley Hankins*, born on the *10* day of *Sept*, 190*2*  
Name of Father: *Geo. Hankins*, a citizen of the *Chactaw* Nation.  
Name of Mother: *Sarah Hankins*, a citizen of the *Chactaw* Nation.  
Post-office *Lawrenceville, Ga.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Centras*

District.

I, *Sarah Hankins*, on oath state that I am *26*  
years of age and a citizen, by *Blood*, of the *Chactaw* Nation;  
that I am the lawful wife of *Geo. Hankins*, who is a citizen, by  
*Marriage*, of the *Chactaw* Nation; that a *male* child was  
born to me on *10* day of *Sept*, 190*2* that said child has been  
named *Charley Hankins*, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)Subscribed and sworn to before me this *14*day of *Oct*190*2**R. G. East*

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Centras*

District.

I, *M. A. Suggs*, a *midwife*, on oath state that I  
attended on Mrs. *Sarah Hankins*, wife of *Geo. Hankins*,  
on the *10* day of *Sept*, 190*2* that there was born to her on  
said date a *male* child; that said child is now living and is said to have been  
named *Charley Hankins*.

WITNESSES TO MARK

(Must be Two  
Witnesses)Subscribed and sworn to before me this *14*day of *Oct*190*2**R. G. East*

NOTARY PUBLIC

IN RE

Application for Enrollment of

INFANT CHILD

*Chauderson Hankins*

as a citizen of the

Nation.

Approved, 1900

1900

  
Commissioner.DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

JUL 16 1900

  
ACTING CHAIRMAN.

1456

## Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
 of Cherokee, born on the 1st day of July, 1900.  
 Name of Father: John Doe, a citizen of the Cherokee Nation.  
 Name of Mother: Mrs. Jane Doe, a citizen of the Cherokee Nation.  
 Postoffice, Cherokee.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY

District, )

Mrs. Jane Doe, on oath state that I am  
35 years of age and a citizen, by birth, of the Cherokee Nation;  
 that I am the lawful wife of John Doe, who is a citizen, by  
birth, of the Cherokee Nation; that a child was  
 born to me on the 1st day of July, 1900; that said child has been  
 named John Doe, and is now living.

WITNESSES TO MARK

(Must be Two)

Subscribed and sworn to before me this 1st day of July, 1900.

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY

District, )

I, Dr. J. B. Smith, on oath state that I  
 attended on Mrs. Jane Doe, wife of John Doe,  
 on the 1st day of July, 1900, that there was born to her on  
 said date a child; that said child is now living and is said to have been  
 named John Doe.

WITNESSES TO MARK

(Must be Two)

Subscribed and sworn to before me this 1st day of July, 1900.

NOTARY PUBLIC

IN RE

Application for Enrollment of

INFANT CHILD.

*James C. Perkins*

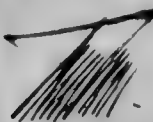
As a citizen of the

*Republic*

Nation.

Approved

*May 17 1894*



Commissioner.

COMM.

*May 17 1894*

CHAMBERLAIN

COMM.

1486

1481

# Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Cherokee* Nation,  
of *James H. Perkins*, born on the *34* day of *April*, 18*99*.  
Name of father: *Wm. H. Perkins*, a citizen of the *Cherokee* Nation.  
Name of mother: *Mrs. Wm. Perkins*, a citizen of the *Cherokee* Nation.  
Post Office: *Fort Smith*

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

*LeFlore* District.

I, *Sarah Perkins*, on oath, state that I am *22* years of age and a  
citizen, by *birth*, of the *Cherokee* Nation; that I am the  
lawful wife of *Wm. H. Perkins*, who is a citizen, by *birth*, of the  
*Cherokee* Nation; that a *Male* child was born to me on the *34* day  
of *April*, 18*99*; that said child has been named *James H. Perkins*,  
and is now living.

Subscribed and sworn to before me this *10th* day of *April*, 18*99*

*Robt. S. Clark*

Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

*LeFlore* District.

I, *F. L. Hartman*, a *Midwife*, on oath, state that I  
attended on Mrs. *Sarah Perkins*, wife of *Wm. H. Perkins*,  
on the *34* day of *April*, 18*99*; that there was born to her on said date a *Male* child;  
that said child is now living and is said to have been named *James H. Perkins*.

*F. L. Hartman*

Subscribed and sworn to before me this *10th* day of *April*, 18*99*

*Robt. S. Clark*

Notary Public.

((COPY))

County of Towson, Choctaw Nation

This is to certify that Levi Kankins and Miss Sarah Garland of Towson County Choctaw Nation were with their Mutual Consent Joined Together unto the Holy Bonds of Matrimony and Lawfully Solemnized by me this 23rd day of Dec 1894.

E. W. Tims

Judge of Towson Co., C. N.



Colbert, Indian Territory, June 15, 1900.

Mr. L. V. Hawkins,

Doaksville, Indian Territory,

Dear Sir:

The commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Granderson Hankins, and the same is herewith returned to you, for the reason that all the signatures seem to be in the same writing. If it is intended to have the signature of Sarah Hankins and Ellen Radford by mark, it should be so stated, and such signature should be witnessed by two disinterested parties who can sign their own names.

There is inclosed you herewith a blank birth certificate, which when filled out in proper form and returned to the Commission will receive further consideration.

Yours truly,

Acting Chairman.

B.C.  
1-15

In reply to this letter,  
please refer to 7-1486

Golbert, Indian Territory, June 15, 1900

Mr. R. J. Carter,

Doaksville, Indian Territory,

Dear Sir:

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Granderson Hankins, the infant son of L. V. and Sarah Hankins, and the same has been returned to Mr. L. V. Hankins, Doaksville, Indian Territory, for reasons stated at length in the Commission's letter to him of this date.

Yours truly,

Acting Chairman.

7-1486.

Muskogee, Indian Territory, October 15, 1902.

R.L. Carter,

Doakville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 7th inst., enclosing the application for enrollment as a citizen of the Choctaw Nation of Charley <sup>n</sup>Hawkins, infant son of Lee and Sarah <sup>n</sup>Hawkins, born September 10, 1902; and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

Choctaw 1486.

Muskogee, Indian Territory June 1, 1903.

L. V. Hankins,

Miah, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 25, in which you ask if your enrollment has been approved by the Secretary of the Interior.

In reply to your letter you are informed that it appears from our records that Levi Hankins, husband of Sarah Hankins, has been listed for enrollment as an intermarried citizen of the Choctaw Nation, but his final right to such enrollment has not yet been determined. As soon as a decision is reached in this case he will be notified of the decision of the Commission.

Respectfully,

Commissioner in Charge.

7-1486

Muskogee, Indian Territory, November 5, 1903.

Levi Hankins,

Fort Towson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of October 29, in which you ask how soon you may expect a decision from the Secretary of the Interior in your case.

In reply to your letter you are informed that it appears from our records that you are an applicant to this Commission for enrollment as an intermarried citizen of the Choctaw Nation, but your final right to such enrollment has not yet been determined.

Your case is now receiving the consideration of the Commission and as soon as a decision is reached you will be notified of the action taken therein.

Respectfully,

Chairman.

Choctaw-1486

Muskogee, Indian Territory, January 22, 1904.

Levi Hankins,

Doaksville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 16, 1904, in which you ask if your citizenship has been approved by the Secretary of the Interior.

In reply to your letter you are informed that the Commission has not yet passed upon your application for enrollment as an intermarried citizen of the Choctaw Nation.

As soon as a decision is reached in this case, you will be notified of the action taken therein.

Respectfully,

Commissioner in Charge.

Muskogee, Indian Territory, July 16, 1900.

Mr. Levi V. Hankins,

Doaksville, Indian Territory,

Dear Sir:

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Granderson Hankins, the infant son of Sarah and Levi Hankins, born February 26th, 1900, and the same, being in proper form, has been duly filed with the records of the Commission.

Yours truly,

Acting Chairman.

7-1486

1488 morris H. Fisher et al

choc

1487 Thomas Spring et al

choc

EMPTY



1489

MATTIE Randell et al

Choc

Washkoo, Indian Territory, September 6, 1901.

R. L. Carter,

Beaksville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of August 31st, enclosing applications for the enrollment of Willie Randell and Emma Jackson .

The application for the enrollment as a citizen of the Choctaw Nation of Willie Randell, the infant son of G. R. and Mattie Randell, born August 29th, 1901, ~~proper~~ proper form, has been duly filed with the records of this office and the child listed for enrollment as a citizen of the Choctaw Nation.

The application for enrollment as a citizen of the Chickasaw Nation of Emma Jackson, the infant daughter of W. M. and Lillie Jackson, born August 26th, 1901, is returned to you herewith. It is stated in the affidavit of the mother that she is a citizen of the United States. It will therefore be necessary that this office be furnished with evidence of the marriage of W. M. and Lillie Jackson, before the application for the enrollment of Emma Jackson can be given further attention. You are requested to give the full name and age of the father of this child, the names of his parents and the time and place he appeared before this Commission and whether he is a citizen of freedman of the Chickasaw Nation.

R L C 2

Upon receipt of the information requested and evidence of the marriage of W. M. and Lillie Jackson and the return of the application, the matter will be given proper attention.

Yours truly,

Commissioner in Charge.

7-1489

19-1190

Enc u

Muskogee, Indian Territory, December 4, 1902.

Mattie Randell,

Swink, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of your letter of November 10, addressed to the Secretary of the Interior, which has been by me referred to this Commission for consideration and appropriate action. You state therein that you are living upon and improving a certain piece of land which you desire to take for your allotment and ask that you be supplied with a plat thereof.

In reply to your letter you are informed that the Commission has not the means at this time of recording the selections for allotment of citizens of the Choctaw and Chickasaw Nations, and cannot, therefore, comply with your request for a plat. Matters of this character will receive the consideration of the Commission upon the establishment of land offices in the Choctaw-Chickasaw country for the purpose of allowing the citizens of these two tribes to make selection of and file upon their prospective allotments.

Respectfully,

Acting Chairman.

Choctaw 1034  
Choctaw 1489

Wetmore, Indian Territory, February 16, 1903.

S. P. Manomantube,

Doakville, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of February 3, asking if G. Randell belongs to the Choctaw tribe or not, and stating that he is endeavoring to take your land from you.

In reply to your letter you are advised that it appears from our records that Mattie Randell, wife of Gus Randell, and her three minor children have been enrolled by this Commission as citizens by blood of the Choctaw Nation, and on December 12, 1902, their enrollment was approved by the Secretary of the Interior. It does not appear that Gus Randell is an applicant to this Commission for enrollment as an intermarried citizen of the Choctaw Nation.

It further appears from our records that Solomon Manomantube, his wife, Silvey, and their children, Louisa, Lela and Jacob Manomantube, have been enrolled by this Commission as citizens by blood of the Choctaw Nation and on December 12, 1902, their enrollment was approved by the Secretary of the Interior.

You are further advised that the Commission cannot at this time render any opinion relative to the rights of individuals to hold particular tracts of the Choctaw-Chickasaw country, nor take

S B N 2

cognizance of controversies arising over the possession thereof. Matters of this character will receive consideration upon the establishment of land offices in the Choctaw and Chickasaw Nations, which will probably be the first of April, when the citizens of these two tribes may appear at the land office for the nation in which their land is located and make formal application for their allotments.

Respectfully,

Acting Chairman.

Choctaw 1489

Muskogee, Indian Territory, December 12, 1902.

Guss Randell,

Swink, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of November 30, in which you state that your wife and three children, Ruth, Lazarus and Willie I. Randell are citizens of the Choctaw Nation, and you ask if it is necessary for you to appear before the Commission again in the matter of their enrollment.

In reply to your letter you are informed that it appears from our records that Mattie Randell, wife of Gus Randell, and her minor children, Ruth, Lazarus and Willie Randell, have been listed for enrollment as citizens by blood of the Choctaw Nation. You are advised that the Commission is preparing rolls of the citizens and freedmen of the Choctaw and Chickasaw Nations for submission to the Secretary of the Interior, under the provisions of the act of Congress approved July 1, 1902, which was ratified by the Choctaw and Chickasaw Nations, September 25, 1902, and desires to have all the heads of families appear at one of its appointments most convenient to their residence for the purpose of checking up their families on the records of the Commission.

Respectfully,

Acting Chairman.

IN RE

Application for Enrollment of  
INFANT CHILD.

*James A. Smith*

As a citizen of the

*State of*

Nation.

Approved

*May 4*

1899

*[Signature]*

Commissioner.

COMM. OF THE

RECORDS

*May 4 1899*

CHIEF CLERK

CHIEF CLERK

1409



# Department of the Interior.

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Bedonkohe Nation,  
of Marys Randall, born on the 21 day of June, 1895.  
Name of father: Sam Randall, a citizen of the Bedonkohe Nation.  
Name of mother: Mattie Randall, a citizen of the Bedonkohe Nation.  
Post Office: Bedonkohe, Okla.

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Bedonkohe District.

I, Mattie Randall, on oath, state that I am 18 years of age and a  
citizen, by birth, of the Bedonkohe Nation; that I am the  
lawful wife of Sam Randall who is a citizen, by birth, of the  
United States Nation; that a male child was born to me on the 21st day  
of June, 1895; that said child has been named Marys Randall,  
and is now living.

Subscribed and sworn to before me this 9 day of May, 1899.

A. S. McKeeman,  
Commissioner Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
..... District.

I, ....., on oath, state that I  
attended on Mrs. ...., wife of .....  
on the ..... day of ....., 1.....; that there was born to her on said date a ..... child;  
that said child is now living and is said to have been named .....

Subscribed and sworn to before me this ..... day of ....., 1......

Notary Public.

IN RE

Application for Enrollment of

INFANT CHILD

*Willis Randall*

as a citizen of

*Choctaw,*

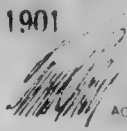
Nation.

Approved SEP - 6 1901 190

*C. R. Breckinridge.*  
Commissioner.DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

SEP 6 1901

  
ACTING COMMISSIONER

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Chastan* Nation,  
of *Willie Randall*, born on the *29* day of *Aug.*, 190*1*  
(Here insert name of child)  
Name of Father: *G. R. Randall*, a citizen of the *United States* Nation.  
Name of Mother: *Mattie Randall*, a citizen of the *Chastan* Nation.  
Post-office, *Doakville, I. T.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Central*

District.

I, *Mattie Randall*, on oath state that I am *20*  
years of age and a citizen, by *Blood*, of the *Chastan* Nation;  
that I am the lawful wife of *G. R. Randall*, who is a citizen, by  
of the *United States* Nation, that a *male* child was  
(male or female)  
born to me on the *29* day of *August*, 190*1*, that said child has been  
named *Willie Randall*, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)*Mattie Randall*

Subscribed and sworn to before me this *31* day of *August*, 190*1*.

*R. G. Carter*

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Central*

District.

I, *Mattie McCullough*, a *Midwife*, on oath state that I  
attended on Mrs. *Mattie Randall*, wife of *G. R. Randall*,  
on the *29* day of *August*, 190*1*, that there was born to her on  
said date a *male* child; that said child is now living and is said to have been  
(male or female)  
named *Willie Randall*.

WITNESSES TO MARK:

(Must be Two  
Witnesses)*Mattie McCullough*

Subscribed and sworn to before me this *31* day of *August*, 190*1*.

*R. G. Carter*

NOTARY PUBLIC.

1490

Ambrose

Le Rice

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for the  
enrollment as a citizen by intermarriage of the Choctaw Nation of

AMBROSE L. RICE.

7-1490.

-----

7-1490  
~~7-1610~~

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
Chickasha, Indian Territory, October 17, 1902.

In the matter of the application for enrollment of Ambrose L. Rice as a citizen by intermarriage of the Choctaw Nation.

Said Ambrose L. Rice, being first duly sworn, testified as follows:

Examination by the Commission.

- Q What is your name? A Ambrose L. Rice.  
Q How old are you? A Thirty.  
Q What is your postoffice address? A Dibble, Indian Territory.  
Q How long have you lived in the Chickasaw Nation? A About fourteen years in the Choctaw and Chickasaw Nations.  
Q How long have you lived in the Chickasaw Nation? A Two years.  
Q Where did you live immediately prior to that time? A Goodland, Choctaw Nation.  
Q How long did you live in the Choctaw Nation? A Twelve years.  
Q You have lived in the Choctaw-Chickasaw country then, continuously, for the past fourteen years? A Yes sir.  
Q You are an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.  
Q What is the name of the Choctaw citizen through whom you first claimed your right to enrollment? A Annie L. Spring.  
Q On account of your marriage to her did you, in 1896, make application to this Commission for citizenship in the Choctaw Nation by intermarriage? A Yes sir.  
Q And your application was denied by the Commission at that time, was it not, in 1896? A I don't know, sir.

The records of the Commission show that the application of Ambrose L. Rice for citizenship in the Choctaw Nation by intermarriage, made to the Commission in 1896, was denied; see Choctaw 1896 citizenship case No. 662.

- Q Is that wife living at this time? A No sir, she died in 1896.  
Q Have you married since 1896? A Yes sir.  
Q How many times? A Once.  
Q When? A Two years ago this Fall.  
Q What month? A September.  
Q Where did you marry? A In the Choctaw Nation, Goodland.  
Q Were you living there at that time? A Yes sir.  
Q Is your present wife a Choctaw citizen? A Yes sir.  
Q What is her name? A Isabelle Huland.  
Q That was her name when you married her? A Yes sir.  
Q Had she been married before your marriage to her? A Yes sir.  
Q How many times? A Once.

Ambrose L. Rice-2

- Q. Was her husband living at the time of your marriage to her? A No sir.
- Q. Where did she live at the time of your marriage to her? A Near Goodland, Choctaw Nation.
- Q. How long had she lived in the Choctaw Nation? A All her life.
- Q. Did you marry her under a Choctaw license? A No sir, I didn't get a license like I did when I married first. I was married by a Choctaw preacher.
- Q. Didn't pay anything for a license to marry this second wife, Isabelle Huland? A No sir.
- Q. You are living together at this time as husband and wife? A Yes sir.
- Q. And have been since your marriage to her? A Yes sir.
- Q. Been no separation or divorce during that time? A No sir.
- Q. You have no children by your second wife? A No sir.

Ira S. Niles, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause, heard at Chickasha, Indian Territory, October 17, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said proceedings on said date.

Subscribed and sworn to before me this 17 day of October, 1902.

*C. A. Harman*

Notary Public.

Recorded in Book  
No. 7. Page 480.

This the 6<sup>th</sup> day of  
September 1895

L. H. Coker  
County of Frio, State

of Texas  
J. C. Coker



I, Wm. H. H. of this Parish as judge  
of a court of record in the Choctaw Fed.  
District

I, Wm. H. H. of this Parish as judge  
of a court of record in the Choctaw Fed.  
District, in compliance with an act passed on the 10th day  
of August 1894 and amended Jan 10th 1895 in relation  
to the marriage license to sue  
the citizens of the United States  
to be joined in the Holy Matrimony  
to sue Miss Anne Spring  
a resident of our citizens of this  
county and nation. In testimony of  
which I have signed and affixed the  
seal of the court this 15 day of August  
1895

L. H. Baker  
Co. and Probate Clerk  
J. C. A. R.

This certifies that I have this  
day joined together in Holy  
Matrimony the above named  
parties This Aug 18<sup>th</sup> 1895  
J. P. Gibbons.  
Minister.

*Satish Kit*

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

DEC 12 1902

 ACTING CHAIRMAN.

Kiamitia County, C.V.

Mattie. Holmberg

Chow. Holmberg. Holm.

Elapet - Sept. 7, 1894. The last of the

Amherst Rice

Isabell. Hain.

Elmholm. Holm.

Remembrance of J.C.

Edmond. Hain.

Edmond. Hain.

Sept. 21 1894

Edmond. Hain.

Kiamitia County, C. N.

This man and woman here named were married on Sept. 9,  
1899.

Ambrus Rice, Isabell Halin. The person performing  
the ceremony was Kiamitia Circuit preacher in Charge.

(Signed) Edmond McKinney.

Sam Roberson (probably witness)

Goodland, I. T.

Sept. 21, 1899.

-----  
Jefferson D. Ward being duly sworn on oath states that  
as interpreter to the Commission to the Five Civilized Tribes at  
Choctaw Land Office at Atoka, Indian Territory, he translated the  
marriage certificate between Ambrus Rice and Isabell Halin, signed  
by Edmond McKinney, dated September 21, 1899, and that the within  
and foregoing is a full, true and correct translation thereof.

*Jefferson D. Ward*

Subscribed and sworn to before me this 31st day of August, 1903.

*J. A. Goodland*

Notary Public.

7-1491.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO RE-ENROLL CIVILIZED TRIBES.

In the matter of the application for the enrollment of Ambrose L. Rice as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record in this case that on August 18, 1898, the applicant, Ambrose L. Rice, was married in accordance with the laws, customs and usages of the Choctaw Nation to Annie L. Spring, a recognized and enrolled citizen by blood of the Choctaw Nation, who is identified upon the 18-5 Choctaw Census Roll, as Anna Spring, Kiamitia County, number 532, and also upon the 1893 Choctaw Leased District Payment Roll, as Annie Spring, Kiamitia County, number 710, enrolled thereon as a citizen by blood of the Choctaw Nation; that at the time of said marriage both of the persons above named were residents in good faith of the Choctaw Nation; and that they lived together continuously as husband and wife, in said nation, from the date of their marriage until the death of the said Annie L. Rice, in 1896.

It further appears from the records of the Commission that on September 7, 1896, in the case entitled "A. L. Rice vs. Choctaw Nation" (1896 Choctaw Citizenship Docket, case number 662), the applicant herein made original application to the Commission, under the provisions of the act of Congress approved June 10, 1896 (29 Stat., 321), for admission as a citizen by intermarriage of the Choctaw Nation, claiming his right thereto by virtue of his marriage to the said Annie L. Rice; and, on December 2, 1896, the Commission "rejected" said application, from which decision of the Commission no appeal was taken.

It further appears from the record herein that on September 9, 1899, the applicant was lawfully married to Isabelle Huland, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4241 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12,

2.

1902; that at the time of said marriage both parties above named were residents in good faith of the Choctaw Nation; and that they lived together continuously as husband and wife, in the Choctaw-Chickasaw country, from the date of their marriage up to and including September 25, 1902.

It further appears from the record herein that on October 17, 1902 the said Ambrose L. Rice again made application to this Commission for enrollment as a citizen by intermarriage of the Choctaw Nation, claiming his right thereto by reason of his marriage to the said Annie L. Spring.

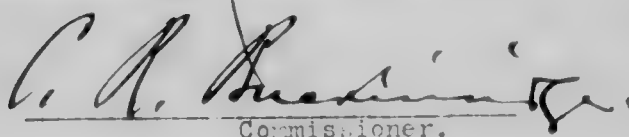
Upon an examination of the tribal rolls in the possession of the Commission, the applicant is identified upon the 1896 Choctaw Census Roll, Kiamitia County, number 14974, enrolled thereon as a citizen by intermarriage of said nation.

It is the opinion of this Commission that, following the ruling of the Department in the case of Angeline White (I.T.D. 1130-1905), Ambrose L. Rice should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
Chairman.

  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory,

MAR 29 1905

7-1490

COPY.

Muskogee, Indian Territory, March 29, 1905.

Ambrose L. Rice,

Lindsay, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered March 29, 1905, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED,

Registered.

Incl. 7-1490.

Chairman.

7-1490

COPY.

Muskogee, Indian Territory, March 29, 1905.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered March 29, 1905, granting the application for the enrollment of Ambrose L. Rice as a citizen by inter-marriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

*Tame Burr*

Registered.

Chairman.

Incl. 7-1490.

See 7-3547 for registry receipt for this letter.



DEPARTMENT OF THE INTERIOR:

THE HON SECRETARY OF THE INTERIOR:

Commissioner to the Five Civilized Tribes,  
Vs,

Ambros L. Rice, Appellant,

APPEAL: -

Comes Ambros L. Rice, and being duly sworn on oath states that this appeal is not taken for the purpose of delay but is taken in good faith by him for the purpose of obtaining justice.

First: Appellant states that on the 10th day of April 1907, he received at his Post-office address at Lindsay, Indian Territory, a letter dated March 29th, 1907, from the Acting Commissioner to the Five Civilized Tribes, informing him that his name had been stricken from the copy of the rolls of intermarried citizens of the Choctaw Nation the initial number of said letter being 7-1490 and is attached hereto marked exhibit A.

Second: Appellant further states that sometime about April First 1905, he received a letter from the Chairman of the Commission to the Five Civilized Tribes, dated March 29th, 1905, that he was informed by said letter that his case had been submitted to the attorneys for the Five Civilized Tribes, and if no protest was filed by them within fifteen days his name would be placed on the rolls of the intermarried citizens of the Choctaw Nation, said letter is attached hereto marked exhibit B.

Third, Appellant further states that about April 30th, 1905, he received from the Commission to the Five Civilized Tribes a copy of the decision of said Commission approving his enrollment and ordering his name to be placed upon the rolls as an intermarried Choctaw citizen, a copy of said decision being attached hereto marked exhibit C.

Fourth; Appellant further states that by the act of the Commission to the Five Civilized Tribes of date March 29, 1905, he was permitted to institute contest proceedings for the land now held by him by virtue of his citizenship against Melvina Wilkins, Alfred Wilkins, and Martin Watson, Chickasaw allotment Contest cases No's 1557, 1558, 1559, entitled respectively, Ambros L. Rice, against the above named Contestees, all of said cases having been decided by the said Commission in favor of this appellant, references is hereby made to the proceedings in the aforesaid cases, and that by these acts on the part of said Commission his status of citizenship was as fully established as it could have been done by said Commission.

Further that under and by virtue of the aforesaid acts of said Commission and the issuance to him by said Commission of the allotment certificates which he now holds in his possession he is now holding and has held the land he now occupies, and which is the same land decided by the Commission to be rightfully his by virtue of his citizenship, and relying upon this, and the

2nd.

30 Stat,  
various acts of Congress towit; Act of June 28, 1898, 495) and the Act of Congress entitled to ratify and confirm an agreement with the Choctaw and Chickasaw Tribes of Indians and for other purposes viz, Act of July 1, 1902, he has made valuable and lasting improvements on said lands amounting to more than Four Thousand Dollars.

Fifth; Appellant respectfully calls attention to the opinion of the Citizenship Court for the enrollment of Choctaws and Chickasaws, in the cases of Thomas Brannon Vs. Choctaw and Chickasaw Nations wherein the Court says " " It is our opinion that when applicant complied with article 38, of the treaty of 1866 by marrying an Indian woman by blood, according to the laws of that Nation, and has resided in the Indian Territory continuously since that time, he became vested with certain personal rights, which rights he could not be divested of by a subsequent act of the Choctaw Council.

We are therefore of the opinion that this applicant is entitled to citizenship in the Choctaw Nation and is therefore entitled to a judgement by this court admitting him as such and judgement will be entered accordingly" ( This opinion was concurred in by all of the Judges of said Court).

See also analagous cases Lula E. Trahem, V. Chickasaw and Choctaw Nations, No 40, and B. F. Thompson, V. C. and C Nations No 38, South McAlester Docket Mar Term 1904, the same principle is involved in all of the aforesaid cases except; that appellant did not marry a white woman but did and was on the 9, day of September 1899, lawfully married to Isabelle Huland a recognized and enrolled citizen by blood of the Choctaw Nation and that they have lived together as husband and wife in the Choctaw Country from the date of their marriage up to and including Sept. 25, 1902, and since that date up to the present time are living together in the same relation in the Chickasaw Nation.

The record further shows that appellant acquired his right as an intermarried citizen of the Choctaw Nation by his marriage to Annie L. Spring, August 18, 1885, a citizen by blood of the Choctaw Nation whose citizenship has never been questioned, and that although he was denied citizenship by the Commission to the Five Tribes on Dec. 2, 1896, the said Commission corrected their error by enrolling him on March 29, 1905, further that appellant's name appears on the Tribal rolls in the possession of the Commission and he is there identified upon the 1896 Choctaw Census Roll Kiamitia County, No. 14974, enrolled thereon as a citizen by intermarriage of said Nation.

Wherefore all premises considered, appellant prays a review of his case and that his name be replaced upon the intermarried Choctaw Roll.

F. E. Rice  
Attorney for Appellant.

3rd.

United States of America,  
Indian Territory,  
Southern District.

I, Ambros L. Rice, do solemnly swear that the matters of fact stated in the foregoing appeal so far as they are stated of my own knowledge, are true, and so far as stated on information and belief I believe them to be true.

Ambros L. Rice.

Appellant.

Subscribed and sworn to before me this 4 day of April 1907.

G. W. R. French

Notary Public.

Seal.

-----: BRIEF : -----  
2nd.

Further in support of this contention cites case No. 134. "W. R. Senter V. The Choctaw Nation for the purpose<sup>only</sup> of showing acts of the Choctaw Council 1875, 1, 2, 3, 4, 5, & 6. and the seventh article of the treaty of 1885 which is still in force, it is provided that " So far as may be compatible with the Constitution of the United States and the laws made in pursuance thereof regulating intercourse and trade with the Indian Tribes, the Choctaws and Chickasaws shall be secured in the unrestricted right of self government and the full jurisdiction over persons and property within their respective limits excepting however all persons, with their property, who are not, by birth, adoption, or otherwise, citizens or members of either the Choctaw or Chickasaw Tribe. In the above cited case the Court holds that in order to confer the right of citizenship by marriage in the Choctaw Nation, the marriage must be a valid one, under the provisions of the Choctaw Laws. Compare; also the case of F. R. Robinson V. the Choctaw Nation. opinions of the Hon. Wm H. H. Clayton Judge for the Central District of the Indian Territory.

It seems to be the opinion of all of the authorities that after a white person has acquired personal and property rights as a citizen of the Choctaw tribe that he cannot afterwards be deprived of the same.

That the opinion of the Attorney General of February 19, 1907, so far as it applies to this case is a harsh rule and in conflict with all heretofore recognized authorities.

-----: BRIEF : -----

Agreement with the Choctaw and Chickasaw Nations February 7, 1901, Sec. 8, It is claimed and insisted that said section was intended to give Commission to the Five Civilized Tribes authority to enroll all persons whose claims had been favorably passed upon by the United States Court for the Southern District of the Indian Territory, and any other cases where application had been made to the Commission where the same principles were involved.

Section 11, of the same agreement, provides that said rolls as made by the Commission when approved by the Secretary of the Interior, shall constitute the final rolls of the Choctaws and Chickasaws upon which allotments of land and distribution of tribal property shall be made. and that said Commission shall be vested with plenary power and its judgement shall be deemed one of final review of all proceedings regarding citizenship matters, and said rolls, when so made, shall constitute the final rolls of the Choctaws and Chickasaws upon which allotment of lands and distribution of tribal property shall be made.

Cites; opinion of Hon Hosea Townsend Judge Southern District of the "Indian Territory, In Re Citizenship cases;

I think it is within the power of the Chickasaw and Choctaw Nations to say by legislation that before a white person shall become one of its citizens, with all the privileges of one they shall be married according to the forms and requirements of their laws, and that such legislation is not in violation of the Thirty-eighth article of the treaty of 1866; but when a white person has married a Choctaw or Chickasaw according to their laws, and resides in the Choctaw or Chickasaw Nations, he is

2nd.

in all respects"" as though he was a native Choctaw or Chickasaw" and his rights under the treaty attaches, and it is not within the power of the Choctaw or Chickasaw Nation to take the same away by legislation or otherwise.""I am firmly of the opinion that property rights that have attached under the treaty can not be taken away At Ardmore I. T. Feb. 1st 1898.

REPORT OF THE COMMISSIONER OF THE BUREAU OF INDIAN AFFAIRS:  
COMMISSIONER OF THE BUREAU OF INDIAN AFFAIRS:

In the case of the application for citizenship of Ambros L. Rice  
is a citizen of the Cherokee Nation.

NO ISSUE OF APPEAL:

George Ambros L. Rice, a Cherokee citizen of the Cherokee Nation, states  
that he has received notice from the Commissioner of the Bureau of Indian Affairs  
concerning the following:

"You are hereby notified that in accordance with an opinion of  
the Attorney General of the United States of January 10, 1907  
the Secretary of the Interior on March 1, 1907 directed his chief  
assistant to cause to be published for the full Cherokee Nation  
of the Cherokee Nation."

From which decision the said Ambros L. Rice hereby appeals, and  
asks that he be permitted time in which to inform himself as to  
status of the case and perfect his appeal.

J. E. Rice,  
Attorney for Appellant.

Chectaw 1490.

Muskogee, Indian Territory, August 24, 1903.

Commissioner in Charge

Atoka Land Office,

Atoka, Indian Territory.

Dear Sir:

Will you please have the enclosed marriage certificate translated by the interpreter connected with your office and return the same to the office of the Commission at Muskogee, Indian Territory, together with the translation of the same, certified as to the correctness thereof.

Respectfully,

Commissioner in Charge.

Enclosure

ALI. 1.



Choctaw 1490

Muskogee, Indian Territory, January 8, 1904.

Ambros L. Rice,

Lindsay, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of December 29, asking if your enrollment has been approved.

In reply to your letter you are advised that the Commission has not yet passed upon your application for enrollment as an inter-married citizen of the Choctaw Nation and it is impracticable at this time to state when the same will be taken up for consideration and determination. As soon as a decision is reached you will be notified of the action taken therein.

Respectfully,

Commissioner in Charge.

Choctaw 1490.

Muskogee, Indian Territory, April 14, 1905.

J. F. Sharp,

Attorney at Law,

Purcell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 7, in which you state that you have been employed by Ambrose L. Rice to look after his application for enrollment as an intermarried Choctaw, and you request copies of the testimony and information as to the status of this case.

In reply to your letter you are advised that on March 29, 1905, the Commission to the Five Civilized Tribes rendered its decision granting the application of Ambrose L. Rice for enrollment as an intermarried citizen of the Choctaw Nation and a copy of this decision was on that date forwarded to him by registered mail to Lindsey, Indian Territory. If no protest is filed by the attorney for the Choctaw and Chickasaw Nations within the fifteen days allowed for that purpose, his name will be placed upon a schedule of intermarried citizens of said nation prepared for forwarding to the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

7-1490

Muskogee, Indian Territory, March 29, 1907.

Ambrose L. Rice,

Dibble, Indian Territory.

Dear Sir:

You are hereby advised that in accordance with an opinion of the Attorney General of the United States of February 19, 1907, the Secretary of the Interior on March 4, 1907, directed the cancellation of your enrollment upon the roll of citizens by intermarriage of the Choctaw Nation.

Your name has accordingly been stricken from copy of said roll in the possession of this office.

Respectfully,

Acting Commissioner.

27-1490

Muskogee, Indian Territory, April 25, 1907.

F. E. Rice,  
Attorney at Law,  
Lindsay, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 12, 1907, transmitting notice of appeal of Ambrose L. Rice.

In reply to your letter you are advised that the Secretary of the Interior on March 4, 1907, directed the cancellation of the enrollment of Ambrose L. Rice in accordance with an opinion of the Attorney General of the United States of February 19, 1907 and the notice of appeal has this day been transmitted to the Secretary of the Interior.

Respectfully,

Commissioner.

Muskogee, Indian Territory, April 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith notice of appeal submitted by F. K. Rice, Attorney at Law, Lindsay, Indian Territory, in the matter of the cancellation of the enrollment of Ambrose L. Rice as a citizen by intermarriage of the Choctaw Nation.

The name of Ambrose L. Rice appears upon the roll of citizens by marriage of the Choctaw Nation at No. 1400 and his enrollment was cancelled by the Secretary of the Interior March 4, 1907 in accordance with the opinion of the Attorney General of the United States of February 19, 1907.

Respectfully,

Through the  
Commissioner of Indian Affairs.

Commissioner.

7-1490

Refer in reply to the following:

GAW

D. C. 24949-1907.

I. T. 41060-1907.

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

May 11, 1907.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Referring to your report of April 25, 1907, transmitting an appeal by F. E. Rice, Attorney at Law, Lindsay, Ind. T., in the matter of the cancellation of the enrollment of Ambrose L. Rice as a citizen by intermarriage of the Choctaw Nation, there is inclosed a copy of Office letter of May 2, 1907, approved by the Secretary of the Interior on May 3, 1907, denying this appeal and authorizing you to so notify the interested parties.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

AJW-FHE.

Refer in reply to the following.

GAW

I. T. (Land)  
41060-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

May 2, 1907.

Subject Cancellation  
of enrollment of Ambrose  
L. Rice.

The Honorable,

The Secretary of the Interior.

Sir:

There is forwarded herewith report of Commissioner Bixby, dated April 25, 1907, transmitting notice of appeal submitted by F. E. Rice, Attorney at Law, Lindsay, Ind. T., relative to the cancellation of the enrollment of Ambrose L. Rice as a citizen by intermarriage of the Choctaw Nation.

The cancellation of the name of Ambrose L. Rice was made on March 4, 1907, by authority granted by the Department in accordance with the opinion of the Attorney-General of the United States of February 19, 1907.

In view of the provisions of Section 2 of the act of April 26, 1906 (34 Stat. L., 137), to the effect that the rolls of the Five Civilized Tribes shall be fully completed on or before March 4, 1907, and providing that the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person after that date, it is the opinion of the Office that there is no authority in law for the consideration of this appeal, and it

-2-

the Office be authorized to so advise Commissioner Bixby, and to request him to notify the interested parties accordingly.

Very respectfully,

(Signed) C. F. Larrabee,

Acting Commissioner.

AJW-FHE.

May 3, 1907.

Approved.

(Signed) Theo Ryan

Acting Secretary.



7-1490

Muskogee, Indian Territory, May 13, 1907.

W. E. Rice,

Lindsay, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 4, 1907, inclosing appeal and brief in the citizenship case of Ambrose L. Rice which you request to have forwarded to the Secretary of the Interior, and in compliance with your request the same has this day been transmitted to the Department.

Respectfully,

Acting Commissioner.

Muskogee, Indian Territory, May 13, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith for consideration of the Department appeal and brief submitted by F. E. Rice, of Lindsay, Indian Territory, in the matter of the application for the enrollment of Ambrose L. Rice o. 1400 upon the approved roll of citizens by intermarriage of the Choctaw Nation.

It appears from the records of this office that the enrollment of Ambrose L. Rice was cancelled by the Department by order of March 4, 1907, under the opinion of the Attorney General of the United States of February 19, 1907.

Respectfully,

Through the Commissioner  
of Indian Affairs.

Acting Commissioner.

Choctaw 1490.

7-1490.

Muskogee, Indian Territory, May 22, 1907.

Ambrose L. Rice,

Dibble, Indian Territory.

Dear Sir:

You are hereby advised that on May 3, 1907, the Secretary of the Interior denied the notice of appeal submitted by your attorney, F. E. Rice, in the matter of the cancellation of your enrollment as an intermarried citizen of the Choctaw Nation, as under existing legislation there is no authority for the consideration of this appeal.

Respectfully,

Commissioner.

7-1490

Muskogee, Indian Territory, May 22, 1907.

F. E. Rice,

Attorney at Law,

Lindsay, Indian Territory,

Dear Sir:

You are hereby advised that on May 3, 1907, the Secretary of the Interior denied the notice of appeal in the matter of the cancellation of the enrollment of Ambrose L. Rice as a citizen by intermarriage of the Choctaw Nation, as under existing legislation there is no authority for the consideration of this appeal.

Respectfully,

Commissioner.

DEPARTMENT OF THE INTERIOR?

GAW

Office of Indian Affairs.

I.T. 46565-1907.  
D.C. 83-1907.

Washington.

July 6, 1907.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Referring to your letter of May 13, 1907, submitting appeal and brief filed by F. E. Rice, of Lindsay, Indian Territory, in the matter of the application for the enrollment of Ambrose L. Rice as a citizen by intermarriage of the Choctaw Nation, you are advised that on July 2, 1907, the Department denied the appeal. Departmental letter is enclosed.

Very respectfully,

C. F. Larrabee,  
Acting Commissioner.

EVE-BH.

85-1907  
7-1490

Muskogee, Indian Territory, July 19, 1907.

Ambrose L. Rice,

Lindsay, Indian Territory.

Dear Sir:

You are hereby advised that on July 2, 1907, the Secretary of the Interior denied appeal and brief submitted by F. E. Rice of Lindsay, Indian Territory, in the matter of your application for enrollment as a citizen by intermarriage of the Chaptaw Nation.

Respectfully,

Acting Commissioner.

C O P Y.

DEPARTMENT OF THE INTERIOR.  
WASHINGTON.

Address only  
The Secretary of the Interior.

January 19, 1909.

File-5-51.

The Commissioner to the  
Five Civilized Tribes,  
Muskogee, Oklahoma.

Sir:

November 30, 1908, the Supreme Court rendered decisions in what are known as the Goldsby and Allison cases. These suits were brought to obtain mandates against the Secretary of the Interior to correct the rolls as to said Goldsby and Allisons, on the ground that the Secretary of the Interior after placing their names upon approved rolls of citizenship had attempted to strike them from those rolls without notice and an opportunity to be heard. The decision of the Supreme Court is that mandate shall issued in those cases.

There are many suits of a similar nature pending against the Secretary of the Interior, and after careful conferences between this Department and the Department of Justice it was decided that judgment should be allowed in all pending mandamus actions in which the relators stand clearly in the same position as Goldsby and the Allisons. Pursuant to these conferences and to the judgments which

may be entered on account of the above decisions of the Supreme Court, you are hereby directed to erase the interlineations and notations which purport to strike any of the following names from the rolls of citizens of the respective nations of the Five Civilized Tribes:

PERSONS WHO HAD PRIOR TO THE GOLDSBY DECISION INSTITUTED SUITS,

THE PRINCIPLES OF WHICH ARE UNDOUBTEDLY SIMILAR TO THE  
OPINION OF THE SUPREME COURT IN THAT DECISION.

Chickasaws by Blood.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
4984	Goldsby, John E.	248	U.S.S.C.
4985	Goldsby, Linniel E.	50033	S. C.D.C.
4986	Goldsby, Bessie	50033	S.C.D.C.
4987	Goldsby, Murray M.	50033	S.C.D.C.
4969	Vaughan, Edward A.	372	U.S.S.C.
4970	Vaughan, Grover C.	371	U.S.S.C.
4971	Vaughan, Oscar S.	371	U/S.S.C.

Chickasaws by Intermarriage.

621	Adams, John Quiney	50033	S.C.D.C.
621	Lancaster, William T.	50033	S.C.D.C.
606	McCoy, Clay	49358	S.C.D.C.
631	Ragland, James W.	51025	S.C.D.C.
596	St. John, Thomas	50353	S.C.D.C.
605	Vaughan, Benjamin F.	373	U.S.S.C.



Choctaws by Blood.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
15027	Adams, Wiley	50033	S.C.D.C.
16048	Autrey, Columbus S.	49722	S.C.D.C.
16040	Beaver, Gertrude	50033	S.C.D.C.
16041	Beaver, Clarence	50033	S.C.D.C.
16042	Beaver, Nellie	50033	S.C.D.C.
16043	Beaver, Myrtle	50033	S.C.D.C.
15917	Beagles, Nellie F.	50033	S.C.D.C.
15911	Crowder, Van	50033	S.C.D.C.
15910	Crowder, Willie	50033	S.C.D.C.
15909	Crowder, Belzool	50033	S.C.D.C.
15908	Crowder, Joe	50033	S.C.D.C.
15907	Crowder, Louisa	50033	S.C.D.C.
15906	Crowder, George W.	50033	S.C.D.C.
16050	Green, Teddy	49724	S.C.D.C.
16049	Green, Lenora	49724	S.C.D.C.
16033	Howard, Thomas J.	50033	S.C.D.C.
16034	Howard, Horace	50033	S.C.D.C.
16035	Howard, Lonnie	50033	S.C.D.C.
16036	Howard, Emery	50033	S.C.D.C.
16037	Howard, Elmer	50033	S.C.D.C.
16038	Howard, Bettie Perney	50033	S.C.D.C.
16039	Howard, Dora Lee	50033	S.C.D.C.
15451	James, (or Richardson), Maggie W.	50033	S.C.D.C.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
15452	James, Ellis E.	50033	S.C.D.C.
15453	James, Analaurie	50033	S.C.D.C.
15454	James, Evalina	50033	S.C.D.C.
15961	James, Agnes	50033	S.C.D.C.
15394	Kirk, Gabriella	50355	S.C.D.C.
15393	Kirk, Sarah	50355	S.C.D.C.
15953	Shelton, Emma	51240	S.C.D.C.
15952	Shelton, Frank	51240	S.C.D.C.
15645	Sumpter, John	50033	S.C.D.C.
15646	Sumpter, Amanda Isabella	50033	S.C.D.C.
14647	Sumpter, Jim Andy	(50033 51240	S.C.D.C.
15648	Sumpter, Scott Taylor	50033 51240	S.C.D.C.
15649	Sumpter, Dixon D.	51240	S.C.D.C.
15912	Wright, Betsy	50033	S.C.D.C.
15913	Wright, Thomas E.	50033	S.C.D.C.
15914	Wright, Mary M.	50033	S.C.D.C.
15915	Wright, Lenard D.	50033	S.C.D.C.
<u>Choctaws by Marriage.</u>			
1628	Allen, Andrew J.	50033	S.C.D.C.
1409	Atwood, Chester C.	50353	S.C.D.C.
1473	Beal, Andrew	50947	S.C.D.C.
1408	Bowling, Mary M.	51026 50033	S.C.D.C.

Roll No.	Name.	Suit No.	Court.
1543	Carter, John W.	50534	S.C.D.C.
1464	Cummings, Henry A.	50033	S.C.D.C.
1524	Crowder, Parlee C.	50033	S.C.D.C.
1329	Harris, Calvin Q.	49723	S.C.D.C.
1578	Howard, Carrie	50033	S.C.D.C.
1399	Kirk, J. W.	50354	S.C.D.C.
290	Klugh, August	50033	S.C.D.C.
1027	Perkins, Hattie A.	50353	S.C.D.C.
1491	Reichert, William	51026	S.C.D.C.
1400	Rice, Ambrose L.	374	S.C.D.C.
1423	Shults (or Shultz) Fannie	51026	S.C.D.C.
1495	Shelton, John	50946	S.C.D.C.
1469	Sumpter, Jacob D.	50033	S.C.D.C.
340	Travis, Robert A.	50948	S.C.D.C.
1403	White, Angelina	51026	S.C.D.C.
662	Woodard, Charles A.	49494	S.C.D.C.

Minor Choctaws.

Act of Congress Approved April 26, 1906.

367	Barnett, Effie	50033	S.C.D.C.
457	Beaver, Hazel Calvin	50033	S.C.D.C.
458	Beaver, Claud D.	50033	S.C.D.C.
459	Herbert, Howard	50033	S.C.D.C.
674	Crowder, Nettie Myrl	50033	S.C.D.C.
685	Green, Lee	49724	S.C.D.C.
253	Wright, Fannie Jane	50033	S.C.D.C.

Cherokees by Flood.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
31910	Allison, John	49434	S.C.D.C.
31960	Allison, Johnnie S.	49436	S.C.D.C.
31961	Allison, Frankie P.	49437	S.C.D.C.
31956	Allison, Ida B.	249	U.S.S.C.
31957	Allison, George A.	250	U.S.S.C.

A careful investigation of these names concerning which no suits were brought, but which, after being upon an approved roll of citizens or freedmen of any of the Five Civilized Tribes, were stricken therefrom without notice and an opportunity to be heard, has thus far developed a list which undoubtedly falls within the principles expressed by the Supreme Court in the Goldsby decision. All these persons are in the same position as those named in the above list of those who had filed suits prior to that decision: It follows necessarily that, if suits were instituted in these cases, judgment must be allowed as was done in the case of the names on the above list. For this reason I have decided that it would be improper to delay the correction of the rolls as far as these persons are concerned. Such delay would continue the rolls in an incorrect condition according to the opinion of the Supreme Court, would bring hardship and expense upon the citizens and freedmen involved, and would delay completion of the work of the Commission to the Five Civilized Tribes.

The correction of the rolls in these cases does not add names to the rolls, but merely erases from the rolls interlineations and notations which the court says the Secretary of the Interior has not power to place there. For those reasons you are hereby directed to erase the interlineations and notations which purport to strike any of the following names from the rolls of citizens of the respective nations of the Five Civilized Tribes:

PERSONS WHO HAD NOT INSTITUTED SUITS PRIOR TO THE GOLDSBY DECISION BUT WHOSE CASES FALL INDUBITABLY UNDER THE PRINCIPLES OF THAT DECISION.

Chickasaws by Blood.

Roll No.	Name.	Roll No.	Name.
5013	Perry, Joe	5014	Perry, Dillard

Chickasaws by Marriage.

622	Archard, John W.	629	Shanks, Mary A.
626	Hargis, Sallie J.	514	Ramsey, Gustavus A.

Choctaws by Blood.

16103	Allen, Elizabeth	16110	Crutchfield, Loutitia
16112	Bumgarner, George A.	16106	Crutchfield, Everet
15925	Crowder, John A.	16111	Crutchfield, George W.
15924	Crowder, Pinkie B.	15450	James, Alice E.
15923	Crowder, Katie B.	15972	Jennings, Arthur
15921	Crowder, Eli W.	15973	Jennings, Clyde
15922	Crowder, James	15916	Keifer, Ardella
15905	Crowder, Winnie Gertrude	16003	Long, James S.
15904	Crowder, John F.	16004	Long, Joseph

Roll No.	Name.	Roll No.	Name.
15903	Crowder, William H.	16005	Long, Forbis
15902	Crowder, Rosa	921	Long, Josephine DeFlore
15901	Crowder, Maggie	922	Long, Jake Laflore
15900	Crowder, Abigail	9258	Pebworth, Henry
15899	Crowder, William J.	15928	Randall, Grover
16105	Crutchfield, Ida	16104	Ritter, David
16107	Crutchfield, Ima	15856	Robinson, Mary E.
16108	Crutchfield, Louvinia	15951	Shelton, Daisy
16109	Crutchfield, William	15857	Trice, Mary A.

Choctaws by Marriage.

1486	Beagles, Allen	1414	McClure, Madell
1537	Buckholts, Jeanetta H.	1614	McGahey, Martha J.
1559	Choate, Amanda	1407	McMurtry, Lucy
1412	Crowder, Lydia Ann	1550	Omo, Julia
1523	Crowder, Josephine	1410	Paxton, William D.
985	Foster, Mary A.	1406	Rabon, Robert L.
1421	Freeny, Mattie	1490	Reding, Ella
1489	Gann, William Newton	1478	Rigney, Rosa E.
1518	Gray, John Calvin	1219	Roberts, George W.
1216	Gunter, Benjamin B.	1531	Robinson, Frederick R.
1480	Kelly, William F.	1353	Russell, Mattie M.
1476	Lewis, Vicey	1127	Smith, Ira L.
1150	Lindsey, Selden T.	1428	Staton, John T.

1405	Herryman, Sarah	668	Futherland, Henry
1215	Mitchell, Virginia P.	1470	Tucker, William S.
	Mitchell, Mattie C.		
1416	Woran, Mary	1465	Vincent, Charlie C.

Minor Choctaw Citizens.

Roll No.	Name	Roll No.	Name.
724	Braudrick, Jennie Louise	791	Kiefer, Emma
4	Crowder, Rufus Clay	669	Long, Francis
790	Kiefer, Odie A.		

Checked by Blood.

31958	Allison, Elmer L.	31959	Allison, Jasper P.
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In order that the action of erasures may be uniform for all names and upon all rolls, you will make such erasures in the following manner: The lines drawn through and purporting to cancel the names from the rolls shall be lined out by drawing across them short transverse lines in red ink. The notation purporting to cancel the names from the rolls shall be lined out by drawing through each line of said notations red horizontal lines. In addition to lining out the interlineations and notations you will insert a note at the foot or side of each page containing any of these corrections, said note to be indicated by stars placed before the names involved. The note shall read as follows:

"Words and lines purporting cancellation erased by authority of departmental letter of January 19, 1909 (File 5-51)."

You will notify all persons, whose status on the rolls

has been recognized as above, of the action taken, and that they have all the rights to allotment and payments enjoyed by other citizens, as though no attempt had ever been made to cancel their names from the rolls.

Except for the Allisona named in above lists, I am not ready to give you a list of the Cherokees and Creeks whose status upon the rolls will be corrected under the principles of the Goldsby decision. Direction concerning them will follow within a week.

There are other names which were upon approved rolls and were erased or stricken therefrom by the Secretary of the Interior without notice. Some of these are already the subject of injunction or mandamus actions against the Secretary of the Interior, and in other cases such action has not been instituted. There are reasons which make it doubtful whether those persons fall indubitably under the principles of the Goldsby decision. Careful consideration of the matter will be given at once, and, according to the decision reached in each case, the persons involved will be left to such court action as they deem wise or will have the rolls corrected by departmental action in the manner indicated for the two lists set forth above.

A sample page is inclosed, showing the method of erasure to be followed by all officers in the correction of the rolls.

Very respectfully,

(Signed) James Rudolph Garfield  
Secretary.



7-1490

3-1400

Muskogee, Oklahoma, February 6, 1909.

Mr. Ambrose L. Rice,  
Lindsay, Oklahoma.

Sir:

I am instructed by the Department of the Interior that in accordance with the decision of the Supreme Court of the United States in the suit instituted by you against the Secretary of the Interior seeking to have erased from the final roll of citizens by intermarriage of the Choctaw Nation any notations indicating an attempt to strike your name from said roll, said notations shall be erased and that you have all the rights to allotment and payments enjoyed by other citizens as if no attempt had ever been made to cancel your name from this roll.

Said instructions have been carried out by this office, and you are now advised that the status of your name on the approved roll of citizens by intermarriage of the Choctaw Nation and of your allotment selection in said nation is the same as prior to March 4, 1907, when the Secretary of the Interior directed that your name be stricken from the roll.

Respectfully,

WHA(CM)

*Acting* Commissioner.

1491

George Brashears et al

Choc

IN RE

Application for Enrollment of

INFANT CHILD.

*Beley Brashears*

As a citizen of the

*Choctaw*

Nation.

Approved *May 10* 1899

*[Signature]*

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

*May 10 1899*

*[Signature]*  
J. CHAPMAN.

1491

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Betsy Brashears, born on the 25 day of February, 1898  
Name of father: George Brashears, a citizen of the Choctaw Nation.  
Name of mother: Mary Brashears, a citizen of the Choctaw Nation.  
Post Office: Leakland, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, Mary Brashears, on oath, state that I am 24 years of age and a  
citizen, by blood, of the Choctaw Nation; that I am the  
lawful wife of George Brashears who is a citizen, by blood, of the  
Choctaw Nation; that a child was born to me on the 25 day  
of February, 1898 that said child has been named Betsy Brashears  
and is now living.

Subscribed and sworn to before me this 16 day of May, 1899.

Asmussen  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, \_\_\_\_\_, a \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1899; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1899.

Notary Public.

IN RE

Application for Enrollment of

INFANT CHILD.


Edward Blackbear

As a citizen of the

(Cherokee)

Nation.

Approved

May 10  



1899

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

May 10 1899



Chairman.

1491

Department of the Interior.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of Edward Brashers, born on the 30 day of December, 1896.  
Name of father: George Brashers, a citizen of the Chickasaw Nation.  
Name of mother: Mary Brashers, a citizen of the Chickasaw Nation.  
Post Office: Goodland, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Central District.

I, Mary Brashers, on oath, state that I am 21 years of age and a  
citizen, by blood, of the Chickasaw Nation; that I am the  
lawful wife of George Brashers who is a citizen, by blood, of the  
Chickasaw Nation; that a male child was born to me on the 30 day  
of December, 1896; that said child has been named Edward Brashers.  
Not living.

Subscribed and sworn to before me this 11<sup>th</sup> day of May, 1897.

AS Mendenhall  
Commissioner Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

..... District.

I, ....., a ....., on oath, state that I  
attended on Mrs. ...., wife of .....,  
on the ..... day of ....., 1 .....; that there was born to her on said date a ..... child;  
that said child is now living and is said to have been named .....

Subscribed and sworn to before me this ..... day of ....., 1.....

Notary Public.

1492

Joshua B. Jeter et al

Choc

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DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record herein is in the matter of the application for  
the enrollment as a citizen by intermarriage of the Choctaw nation of

JOSHUA B. JETER,

7 - 1492

-----o-----



Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 4th, 1902.

Choctaw 1492  
Intermarried

-----oOo-----

In the matter of the application of Joshua B. Jeter for enrollment as an intermarried citizen of the Choctaw Nation.

Joshua B. Jeter being first duly sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Joshua B. Jeter.  
Q What is your age? A Fifty years.  
Q What is your post office address? A Nelson, I. T.  
Q Is that in the Choctaw Nation? A It is.  
Q How long have you been a resident of the Choctaw Nation?  
A Continuously?  
Q Yes? A Since 1871.  
Q Never made your home anywhere else during that time? A I was out six months during the Centennial in 1876.  
Q Never made your home anywhere else? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation?  
A I do.  
Q What is the name of your Choctaw Wife through whom you claim?  
A Sarah E. Jeter.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation?  
A She is.  
Q Have her rights to enrollment ever been disputed? A No sir.  
Q When were you married to Sarah E. Jeter? A November 7, 1877.  
Q Where was this marriage ceremony performed? A Fifteen miles east of Hugo.  
Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A We were.  
Q Were you married in accordance with the Choctaw tribal law?  
A We were.  
Q Did you obtain a marriage license? A I did.  
Q From whom did you get that license? A J. W. Everidge, Supreme Judge of the 3rd judicial district of the Choctaw Nation, I. T.  
Q How much did you pay for the license? A One hundred dollars.  
Q Who performed the marriage ceremony? A Rev. J. B. Lloyd.  
Q Were you ever married before your marriage to Sarah E. Jeter?  
A No sir.  
Q Was she ever married before her marriage to you? A She was not.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A We have.  
Q There has been no separation, abandonment or divorce? A No sir.

Joshua B. Jeter-----2

- Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A We are.
- Q Were you an applicant before this Commission in 1896 for admission to citizenship in the Choctaw Nation? A Yes sir.
- Q Did you then apply as an intermarried citizen? A Yes sir.
- Q What action was taken upon your application by the Commission? A I was registered.
- Q Was your case ever appealed to the United States Court? A It was not.

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 4th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 20 day of January, 1903.

*Charles D. Sawyer*

Notary Public.

*West*

16 D

7 - 1492.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Joshua B. Jeter as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N.

It appears from the census card record in this case that Joshua B. Jeter appeared before this Commission at Goodland, Indian Territory, on May 9, 1899, and made personal application for enrollment as a citizen by intermarriage of the Choctaw Nation. Further proceedings were had in the matter of this application at Antlers, Indian Territory, on December 4, 1902.

It further appears from the records in the possession of the Commission, that on September 8, 1896, in the case entitled "J. B. Jeter vs. the Choctaw Nation", (1896 Choctaw Citizenship Docket, case number 1047), the applicant herein made original application to this Commission under the provisions of the act of Congress approved June 10, 1896 (29 Stat., 321), for admission to citizenship in the Choctaw Nation, claiming his right thereto by virtue of his marriage with Sarah E. Jeter (nee Oakes), a recognized and enrolled citizen by blood of the Choctaw Nation, and on December 5, 1896, the said Joshua B. Jeter was by this Commission admitted to citizenship in the Choctaw Nation as a citizen by intermarriage, from which decision of the Commission no appeal was taken.

The evidence in this case further shows that Joshua B. Jeter was a resident in good faith of Indian Territory on June 28, 1898, and that his status as a citizen by intermarriage of the Choctaw Nation remained unchanged from the date of his admission as such in 1896 up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Joshua B. Jeter should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory,

JUL 27 1903

  
Chairman.

  
COMMISSIONER.

  
COMMISSIONER.

  
COMMISSIONER.

7-1492.

Muskogee, Indian Territory, July 23, 1903

Joshua B. Jeter,

Atlas, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 23, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

~~The attorneys for the Choctaw and Chickasaw Nations have~~ been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Registered.

Commissioner in Charge.

Enc. Kh 5-23

7-1400

Muskogee, Indian Territory, July 23, 1903.

Mar. Meigs, McMurray & Connish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the action of the Commission, dated July 15, 1903, annulling the application of Jesse H. Jones for enrollment as a citizen of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in annulling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Signed:

*T. B. Needles.*

Commissioner in Charge.

Registered.

Enc. Hh 6-23.

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of J. B. Jeter as an  
intermarried citizen of the Choctaw Nation; being sworn and exam-  
ined by Commissioner McKennon, he testifies as follows:

- Q Your name is J. B. Jeter? A Yes sir.  
Q You were married to Sarah Oakes? A Yes sir.  
Q About November 13th, 1877? A Right about that time, yes sir.  
Q Your original license, you say, and certificate of marriage  
were burned, when? A Third day of October, 1896, I believe  
it was, when Spencer Academy was burned.  
Q Were you then at Spencer Academy? A Yes sir, I was then  
acting Superintendent.

Department of the Interior,

Commission to the Five Civilized Tribes.

I hereby certify, upon official oath as  
Superintendent of the Five Civilized Tribes, that this  
document is a true and correct translation of  
my stenographic notes.

M. D. Green

1493

John W. Roberts et al

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DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as a  
citizen by intermarriage of the Choctaw Nation of

JOHN W. ROBERTS. 7-1493.



DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
TUSUKAHOMIA, I.T. Dec.9, 1902.

7-1493

In the matter of the application of John W. Roberts for enrollment as an inter married citizen of the Choctaw Nation.

John W. Roberts being sworn testified as follows:

Examination by the Commission:

- Q What is your name? A John W. Roberts.
- Q What is your age? A Forty six.
- Q What is your post office address? A Doaksville.
- Q How long have you been a resident of the Choctaw Nation?
- A I registered in 1888.
- Q How long have you been a resident of the Choctaw Nation? A About eight years.
- Q Have you lived here continuously for the past 8 years? A Yes sir.
- Q Never made your home anywhere else during that time? A No sir.
- Q Do you claim inter married rights in the Choctaw Nation? A Yes sir.
- Q What is the name of your Choctaw wife through whom you claim these rights? A Susan Spring.
- Q Is she a recognized and enrolled citizen of the Choctaw Nation?
- A Yes sir.
- Q Have her rights as such ever been disputed? A No sir.
- Q When were you married to Susan Spring? A December 1897 I think.
- Q Where was this marriage ceremony performed? A At her house in Doaksville.
- Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.
- Q Were you married in accordance with the Choctaw tribal law? A Yes sir.
- Q Did you obtain a tribal license? A Yes sir.
- Q From whom? A County Clerk, Ed Henderson.
- Q How much did you pay for that license? A \$102.50
- Q Who performed the marriage ceremony? A John Garland, County Judge at the time.
- Q Were you ever married previous to your marriage to Susan Spring?
- A Yes, once.
- Q What was the name of your first wife? A Sarah E. Snellgrove.
- Q Was she a white woman? A Yes sir.
- Q When were you married to her? A In 1883 January.
- Q How long did you live with her? A Since she lived.
- Q When did she die? A November, 1892.
- Q Was your wife Susan Spring ever married before she married you?
- A Yes, twice.
- Q What was the name of her former husband? A John Sanborn. The second David Lefflers.
- Q Were both of these men dead at the time of your marriage to her?
- A Yes.
- Q After your marriage to Susan Spring how long did you live together?

er as husband and wife? A Just about a year and then we separated.  
Q Were you divorced? A She f got a divorce this last Summer.  
Q What was the cause of this separation? A I can't tell; extravagane  
I left her; she got a divorce last July.  
Q Do you know what grounds the petition alleged? A No sir; the judge  
clerk here granted a divorce.  
Q Were you living on her place? A Yes sir.  
Q Did you furnish her with adequate support? A Yes sir.  
Q What was the nature of that support? A I worked the farm there.  
I cleared up about 30 acres the year I was there.  
Q Did you ever attempt to go back and live with her a s her husband?  
A No sir.  
Q What was your treatment? A I treated her the best I could; she  
wouldn't testify that I mistreated her.  
Q What was her reason for wanting you to go away? A I had two chil-  
dren and she had six. The children couldn't fget along; she was ex-  
travagant and she told me if I couldn't furnish her with what she  
wanted she would go; if I didn't get up and get out she would her-  
self.  
Q Were you ever married before since she got that divorce? A No sir  
Q Are you at present an actual and bona fide resident of the Choc-  
taw Nation? A Yes sir.

Henry G. Hains being sworn on his oath states that as stenographer  
to the Commission to the Five Civilized Tribes he reported the pro-  
ceedings had in the above case on December 9, 1902, and that this  
is a full, true and correct transcript of his stenographic notes in  
same.

*Henry G. Hains*

Subscribed and sworn to before me this 3 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

This is to certify that I have this  
day joined in <sup>the holy bonds of</sup> Matrimony J. W. Roberts  
to Mrs Susan Leflore

This the 29th day of Dec. 1898.

J. A. Garland  
Recorded on Record of Co Judge P. C. C. V.

Tornton County  
This Dec. 29th 1898.

E. R. Herndon  
County Clerk  
Tornton C. C. V.

Marriage License  
Jas. C. Johnson  
County of Dawson

To all to whom it may  
concern, I, J. H. Robertson, Esq., Clerk of Dawson County  
C. N. having been applied to for a marriage  
license by J. H. Roberts, a citizen of the  
United States, who has come to marry  
Mrs. Susan Leflore, a citizen of said Geo.  
-Lana Nation by blood; and said J. H. Roberts  
having complied with the requirements  
of the laws of the Cherokee Nation relative  
to marriages between Non-citizen whites  
and Cherokees by blood and being of  
good Moral Character, & do by the au-  
-thority in me vested by the Laws & Con-  
-stitution of the Cherokee Nation grant the  
said J. H. Roberts a License to marry  
Mrs. Susan Leflore according to the  
laws and regulations of the Cherokee  
Nation.

Given under my hand & County  
Seal this the 2<sup>nd</sup> day of Dec. A.D. 1898.

J. H. Robertson  
Co. Clk., Dawson Co., C.N.

0.000 24.0.

1. The Commission on the Five Civilized Tribes  
has been organized and is now in session.  
It is composed of the following members:

Chairman: [illegible]  
Members: [illegible]

DEPT. OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

FEB 6 1904

*[Handwritten signature]*

CHIEF CLERK

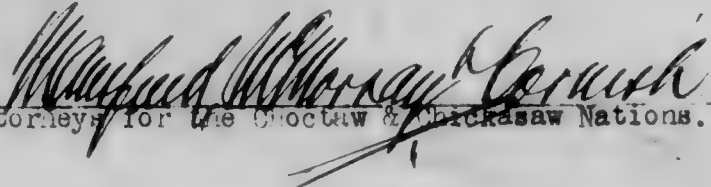
BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
John W. Roberts as a citizen by intermarriage of the Choctaw Nation,  
Choctaw Field No. 1495.

-----

We hereby request, on behalf of the Choctaw and Chickasaw Nations, that final decision in this case be postponed until final decision by the Choctaw and Chickasaw Citizenship Court in the case of B. F. Thompson vs. Choctaw and Chickasaw Nations, No. 38 on the South McAlester Docket, in which the said court will decide the question of the validity of that portion of the intermarriage laws of the Choctaw Nation providing for the forfeiture of citizenship of white persons who separate from their Indian spouses, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

  
Attorneys for the Choctaw & Chickasaw Nations.

January 25, 1904.

7-1493.

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
John W. Roberts as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that on December 29, 1898, the applicant, John W. Roberts, was married in accordance with the laws, customs and usages of the Choctaw Nation to Susan Roberts (formerly Leflore), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4180 upon the lists prepared by this Commission, under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation; that they lived together continuously as husband and wife in said nation for about one year after their said marriage, when they separated and were subsequently divorced; and that the applicant had continued to reside in the Choctaw Nation up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that, following the ruling of the Department in the case of Thornton D. Pearce (I. T. D. 4060-1904), relative to the question of forfeiture, John W. Roberts should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
Chairman.

  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory,

SEP 7 1904

Choctaw-1493

COPY

Muskogee, Indian Territory, September 7, 1904.

John W. Roberts,

Doaksville, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered September 7, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations, have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*John D. Dickey*

Chairman.

Registered.

Incl. 7-1493



Copy, Choctaw-1493

Muskogee, Indian Territory, September 7, 1904.

D. O. Nelson,

Attorney at Law,

Port Towson, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on September 7, 1904, rendered its decision granting the application of John W. Roberts, for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations, have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said John W. Roberts, as a citizen of the Choctaw Nation. If at the expiration of said time, no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*Francis Bixby.*

Chairman.

Registered.

Incl. 7-1493.

Choctaw, 1493

Muskogee, Indian Territory, September 7, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nation,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered September 7, 1904, granting the application for enrollment of John W. Roberts, as a citizen by inter-marriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time, no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*James E. Kirby*

Chairman.

Registered.

Incl. 7-1493.

(See Choctaw 5429 for registry receipt for this letter.)

7-1493

Muskogee, Indian Territory July 10, 1903.

John William Roberts,

Doukville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 30, relative to the status of your enrollment as a citizen of the Choctaw Nation.

In reply to your letter you are informed that it appears from our records that J. W. Roberts has been listed for enrollment as an intermarried citizen of the Choctaw Nation but his final rights to such enrollment has not yet been determined. As soon as a decision is reached in your case you will be notified of the action of the Commission.

In the event any further evidence is necessary to enable the Commission to pass upon your right to enrollment as an intermarried citizen of the Choctaw Nation you will be notified.

Respectfully,

Commissioner in Charge.

Choctaw-1493

Muskogee, Indian Territory, February 10, 1904.

John W. Roberts,

Doaksville, Indian Territory.

Dear Sir:

You are hereby advised that under direction of the Secretary of the Interior of November 18, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations dated January 23, 1904, no further action will be taken relative to your enrollment as a citizen by intermarriage of the Choctaw Nation until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

Choctaw 1493.

Muskogee, Indian Territory, May 18, 1904.

D. O. Nelson,

Attorney at Law,

Fort Towson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 10, in which you ask why the enrollment of John W. Roberts as an inter-married citizen of the Choctaw Nation has not been approved, and state that you can furnish any additional evidence which may be necessary in this case.

In reply to your letter, you are informed that the Commission will, as early as practicable, take up for consideration and determination the application of John W. Roberts for enrollment as an inter-married citizen of the Choctaw Nation, and as soon as a decision is reached, you and the applicant will be notified of the action taken therein.

Respectfully,

Commissioner in Charge.

7-1493.

Washburn, William T. (Citizen), Deputy, Dec. 14, 1902.

Carrie Roden,

Lawrenceville, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of the application for enrollment of a child of the Choctaw Nation of William Harrison Roden, infant son of John and Carrie Roden, born November 27, 1902.

You are advised that the Commission is without authority to enroll this child as a citizen of the Choctaw Nation, it appearing that said child was born November 27, 1902, subsequent to the date of the final ratification by the citizens of the Choctaw and Chickasaw Nations on September 25, 1902, of an act of Congress approved July 1, 1902 (32 Stats., 641).

Section twenty-eight thereof provides as follows:

"The names of all persons living on the date of the final ratification of this agreement entitled to be enrolled as provided in section 27 hereof shall be placed upon the rolls made by said Commission; and no child born thereafter to a citizen or freedman and no person intermarried thereafter to a citizen shall be entitled to enrollment or to participate in the distribution of the tribal property of the Choctaws and Chickasaws."

Receipt is also acknowledged of the marriage license and

O R 2

certificate between John Roden and Carrie Leflore; and the same have been duly filed with the record in this case.

Respectfully,

Acting Chairman.

No. 387

## Certificate of Record of Marriages.

UNITED STATES OF AMERICA,  
THE INDIAN TERRITORY, } SCT:  
*Cuthrie* DISTRICT.

I, *E. J. Sullivan*, Clerk  
of the United States Court in the Indian Territory  
and District aforesaid, do hereby CERTIFY that  
the License for and Certificate of the Marriage of  
Mr. *John Roden* and  
M. *Carrie Deflore* was  
filed in my office in said Territory and District the  
*24* day of *Dec* A. D. 1901  
and duly recorded in Book *1* of Marriage  
Record, Page *194*.

WITNESS my hand and seal of said Court,  
at *Quincy* this *24*  
day of *Dec* A. D. 1901

*E. J. Sullivan* Clerk.  
By *John W. McCoy* Deputy.

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

DEC 27 1902

ACTING CHAIRMAN



No. 387

Form No. 593

# MARRIAGE LICENSE.

UNITED STATES OF AMERICA.

THE INDIAN TERRITORY.

DISTRICT.

To any Person Authorized by Law to Solemnize Marriage - Greeting :

You are hereby commanded to solemnize the Rite and publish the  
Banns of Matrimony between *Wm. Lee*  
of *Beckville* in the Indian Territory, aged *21*  
years, and *Mrs. Cora Lefine* -  
of *Beckville* in the Indian Territory, aged *21*  
years, according to law, and do you officially sign and return this License  
to the parties therein named.

WITNESS my hand and official seal, this *10* day of *December*, A. D. 190*1*

*Wm. R. Lee*

Deputy

Clerk of the United States Court.

## CERTIFICATE OF MARRIAGE.

UNITED STATES OF AMERICA.

THE INDIAN TERRITORY.

DISTRICT.

I, *J. I. Giles*  
*Minister of the Gospel*  
do hereby CERTIFY, that on the *12* day of *December*, A. D. 190*1*, I did  
duly and according to law, as commanded in the foregoing License, solemnize the Rite and  
publish the BANNES OF MATRIMONY between the parties therein named.

Witness my hand this *12* day of *December*, A. D. 190*1*

My credentials are recorded in the office of the Clerk of the United States Court in the  
Indian Territory, Central District, Book *B*, Page *203*

*J. I. Giles*  
*Minister of the Gospel*

NOTE.—This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court of the Indian Territory  
from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of  
One Hundred Dollars (\$100.00)

7-600

1494

Winnie • Blankenship

Choc

EMPTY

1495

melvina miller et al

Choc

CHOCTAW,

IN RE

Application for Enrollment of  
INFANT CHILD.

*Michael Suesst,*

As a citizen of the

*Choctaw*

Nation.

Approved JAN 17 1901

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

JAN 17 1901

*[Signature]*

ATTORNEY CHAIRMAN

CHOCTAW.

1475.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Michael Guess, born on the 24 day of April, 1900.  
Name of father: Martin Guess, a citizen of the Choctaw Nation.  
Name of mother: Amelia Guess, a citizen of the Choctaw Nation.  
Registered as Amelia Miller at Muskogee, Ok. Post Office: Good Land, Ok.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

Central

District.

I, Amelia Guess, on oath, state that I am 27 years of age and a  
citizen, by Blood, of the Choctaw Nation; that I am the  
lawful wife of Martin Guess who is a citizen, by Adoption, of the  
Choctaw Nation; that a male child was born to me on the 24 day  
of April, 1900; that said child has been named  
and is now living.

Amelia Guess.

Subscribed and sworn to before me this 14 day of June, 1901.

C. E. Wacker.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

Central

District.

I, Isabella Reynolds, a Midwife, on oath, state that I  
attended on Mrs. Amelia Guess, wife of Martin Guess,  
on the 24 day of April, 1900; that there was born to her on said date a male child;  
that said child is now living and is said to have been named Michael Guess.

Isabella Reynolds

Subscribed and sworn to before me this 14 day of June, 1901.

C. E. Wacker.

Notary Public.

CHOCTAW.

IN RE

Application for Enrollment of  
INFANT CHILD.

*Michael Luew,*

As a citizen of the

*Choctaw*

Nation.

Approved

JAN 17 1901

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

JAN 17 1901

*[Signature]*

ATTORNEY GENERAL

CHOCTAW.

1495.

## DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Choctaw* Nation,  
 of *Coca Evers*, born on the *24* day of *September*, 190*2*  
 Name of Father: *Becky Guss Hudson*, a citizen of the *Choctaw* Nation.  
 Name of Mother: *Sophia Guss*, a citizen of the *Choctaw* Nation.  
 Post-Office: *Handen D.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY, )

*Central* District. )

I, *Henry Miller*, on oath state that I am *26*  
 years of age and a citizen, by *blood*, of the *Choctaw* Nation;  
 that I am the ~~legal wife~~ *brother* of *Sophia Guss*, who is a citizen, by  
~~blood~~ *blood*, of the *Choctaw* Nation, that a *female* child was  
 born to her on the *24* day of *September*, 190*2*, that said child has been  
 named *Chia Evers*, and is now living.

*Henry Miller*

WITNESSES TO MARK

(Must be Two)

(Witnesses)

Subscribed and sworn to before me this

*3*

day of

*November*190*2*.*W. E. Kistner*

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY, )

District. )

I, \_\_\_\_\_, a \_\_\_\_\_, on oath state that I  
 attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_,  
 on the \_\_\_\_\_ day of \_\_\_\_\_, 190*2*; that there was born to her on said  
 date a \_\_\_\_\_ child; that said child is now living and is said to have been  
 named \_\_\_\_\_ (Male or female).

WITNESSES TO MARK

(Must be Two)

(Witnesses)

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_

190*2*.

Notary Public.

7-1405

20

INDEXED ✓

IN RE

Application for Enrollment of

INFANT CHILD

*Rosa Guess*

as a citizen of the

*Choctaw* Nation.

Approved

DEC 8

1902

190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

DEC 8 1902

*[Signature]*  
ACTING CHAIRMAN

*Choctaw #1295*



IN RE

Application for Enrollment of

INFANT CHILD.

*Mary, nee*

As a citizen of the

*Sioux*

Nation.

Approved

*May 9*

1899

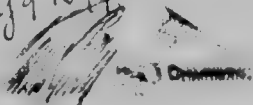


Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

*May 9 1899*



7  
Department of the Interior.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of Henry Luss, born on the 12<sup>th</sup> day of October, 1899.  
Name of father: Martin Luss, a citizen of the M. S. Nation.  
Name of mother: Christina Miller, a citizen of the Chickasaw Nation.  
Post Office: Holland, Ind.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Chickasaw District.

I, Christina Miller, on oath, state that I am 17 years of age and a  
citizen, by birth, of the Chickasaw Nation; that I am the  
lawful wife of Henry Luss, who is a citizen, by birth, of the  
Chickasaw Nation; that a male child was born to me on the 15<sup>th</sup> day  
of October, 1899; that said child has been named Henry Luss,  
and is now living.

Subscribed and sworn to before me this 9<sup>th</sup> day of May, 1899.

Commissioner  
Commissioner, Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, \_\_\_\_\_, a \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_,  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1899; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1899.

Notary Public.

7-1495

20

IN RE

Application for Enrollment of

INFANT CHILD

v. *Rosa Guess*

as a citizen of the

*Choctaw* Nation.

Approved

190

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Is Re: APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,  
of Rosa Sues, born on the 24 day of September, 1902.  
Name of Father: Billy Sues, a citizen of the Choctaw Nation.  
Name of Mother: Sopha Sues, a citizen of the Choctaw Nation.  
Post-Office: Handen, Ind. Ter.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY, )

Central District, )

I, Sopha Sues, on oath state that I am 19  
years of age and a citizen, by blood, of the Choctaw Nation;  
that I am the lawful wife of Billy Sues, who is a citizen, by  
adoption, of the Choctaw Nation, that a female child was  
born to me on the 24 day of September, 1902; that said child has been  
named Rosa Sues, and is now living.

WITNESSES TO MARY

(Must be Two  
Witnesses)

W. Leaky  
H. G. Hains

Subscribed and sworn to before me this 3

day of

December, 1902.H. C. Risteen

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY, )

Central District, )

I, Nancy Hunter, a midwife, on oath state that I  
attended on Mrs. Sopha Sues, wife of Billy Sues,  
on the 24 day of September, 1902, that there was born to her on said  
date a female child; that said child is now living and is said to have been  
named Rosa Sues.

WITNESSES TO MARY

(Must be Two  
Witnesses)

W. Leaky  
H. G. Hains

Subscribed and sworn to before me this 3

day of

December, 1902.H. C. Risteen

Notary Public.

Tuskogee, Indian Territory, January 17, 1901.

Martin Guess,

Goodland, Indian Territory.

Dear Sir:

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Michael Guess, the infant son of Martin and Amelia Guess, born April 24th, 1900.

It is stated in said application that the mother of this child was registered at Goodland, under the name of Amelia Miller.

The Commission from this information has been enabled to identify the mother of this child as being so listed for enrollment and the application for the enrollment of Michael Guess, being in proper form has been duly filed with the records of this Commission and the child listed for enrollment as a citizen by blood of the Choctaw Nation.

The records of the Commission show that you have been listed for enrollment as a Choctaw freedman. It also appears that you have another son by Amelia Guess, named Henry, who was listed for enrollment at the time Mrs. Melvina Miller and her children were listed in May, 1899.

The Commission has to request that you now furnish evidence of your marriage to Amelia Miller as authority for the changing of her name upon our records from Miller to Guess and also the

★  
Martin Guess 2

evidence of such marriage in the matter of the enrollment of your children as citizens of the Choctaw Nation. Please give this matter your prompt attention.

Yours truly,

Acting Chairman.

7-1495

Choctaw 1495

Muskogee, Indian Territory, April 11, 1903.

Wm. Miller,

Muskogee, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of April 7, stating that W. B. Wright has been to look off numbers and locating allotments for citizens in the Choctaw Nation, and offering one dollar for this work, and asking if it is proper for him to do this.

In reply to your letter of April 7, it is advised that it expected that the citizens will be instructed as to the location of their land at the time the application is made to the land office to be established in the Choctaw and Chickasaw Nations April 15, 1903. The Commission has, however, for several years past, had parties in the field platting and locating improvements, and will be in a position to assist the citizens materially in the location of their improvements.

Respectfully,

Chairman.

7-1495

Muskogee, Indian Territory, October 19, 1905.

Martin Guess,

Kent, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of September 19, addressed to the Secretary of the Interior which has been by him referred to this office for consideration and appropriate action. Therein you ask for a blank for the enrollment of your new born child who is a Choctaw by blood.

In reply to your letter you are advised that you do not state the name of the child to whom you refer and it is therefore impracticable to advise you whether or not application has been made for his enrollment, but under the provisions of the act of Congress approved March 3, 1905, this office is now without authority to receive or consider applications for the enrollment of children and it is therefore impracticable to comply with your request.

Respectfully,

Commissioner.



1496

Julius Brown et al

Cbc

See Choctaw D849

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE PURE CIVILIZED TRIBES.

The record in the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of--

EZEKIEL K. LEANON. 7 1-848.

Choctaw  
Original

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Garvin, I. T., November 25th, 1902.

-----oOo-----

In the matter of the application of Ezekiel K. Herndon for enrollment as an intermarried citizen of the Choctaw Nation.

Ezekiel K. Herndon being first duly sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Ezekiel K. Herndon; E. K. is the way I sign my name; E. K. Herndon.
- Q How old are you? A Thirty-two years old.
- Q What is your post office address? A Valliant, I. T.; was Clear Creek and they changed it.
- Q That's in the Choctaw Nation? A Yes sir.
- Q How long have you been a resident of the Choctaw Nation? A Ever since the fall of '96.
- Q Have you lived here continuously all of that time? A Yes sir.
- Q Never made your home anywhere else during that time? A No sir.
- Q What is the name of your father? A Henry H. Herndon.
- Q Is he living? A Yes sir.
- Q Is he a white man? A Yes sir.
- Q Did he ever make claim to enrollment as a member of any Indian tribe? A No sir.
- Q What is the name of your mother? A Alice R. Herndon---Alice Robinson.
- Q Is she living? A Yes sir.
- Q Is she a white woman? A Yes sir.
- Q Did she ever make claim to enrollment as a member of any Indian tribe? A No sir.
- Q Do you now wish to make application for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
- Q What is the name of your Indian wife through whom you claim this right? A Before she ever married?
- Q Her maiden name? A Lottie McEvers.
- Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
- Q Have her rights ever been disputed? A No sir, I think not.

The name of the applicant's wife, Lottie Herndon, appears upon the records of the Commission on Choctaw roll card, field No. 1496, having been listed for enrollment as a citizen by blood of the Choctaw Nation from the identification of her name on the 1893 Choctaw leased district pay roll, Towns county, No. 52.

Commission--2.

- Q When were you married to Lottie McEvers? A Married January 7th I think it was, 1900.
- Q Where was this marriage ceremony performed? A Fowlerville.
- Q Is that in the Choctaw Nation? A Yes sir.
- Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.
- Q Were you married in accordance with the Choctaw tribal law? A Yes sir.
- Q Did you obtain a marriage license? A Yes sir.
- Q From whom did you get that license? A I have forgotten the Clerk's name; it was in Boktuklo county; I cant. think of his name; it was a Choctaw name and I have forgotten it.
- Q How much did you pay for the license? A One hundred dollars.
- Q Who performed the marriage ceremony? A Judge Garland.
- Q Were you ever married before your marriage to Lottie McEvers? A No sir.
- Q Was she ever married before her marriage to you? A Yes sir.
- Q How many times? A Once.
- Q What was the name of her former husband? A Julius Brown.
- Q Was he dead at the time of your marriage to her? A Yes sir.
- Q Since your marriage to Lottie Herndon have you lived together continuously as husband and wife up to the present time? A Yes sir.
- Q There has been no separation, abandonment or divorce? A No sir.
- Q Are you at present living together as bona fide residents of the Choctaw Nation? A Yes sir.
- Q Have you got any evidence of your marriage to her? A Not any witnesses; I have it recorded in this county and I sent my certificate before the Commission.
- Q What did you do with the license? A I sent them to the Commissioners at Muskogee.
- Q Did you send the license and certificate up there? A Yes sir, I have got them recorded.
- Q And you never received them back? A No sir. I have had them recorded in this county.

-----

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 25th day of November, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 3rd day of December, 1902.

*H. C. Risteen*

Notary Public.



Marriage License

Rockwell's County  
Shoshone Nation

I am ordained minister of the Gospel  
or a Judge of a court of record <sup>"Bretting"</sup>

I do certify that E. L. Sherman a citizen  
of the United States has filed a petition in the  
Clerk's office recommending by ten co-citizens  
legally proposing to marry Mrs. Littlebrown  
a citizen of the Shoshone Nation, by blood.

And now therefore by virtue of the author-  
ity in me vested by the laws of said Nation  
I have read this License to be read, and  
that the said E. L. Sherman a citizen of the  
United States has taken the oath of Allegiance  
and is entitled to all rights, privileges and  
immunities as guaranteed to citizens by  
blood.

Given under my hand and seal of County  
this the 5th day of January A.D. 1900.

L. B. Sampson  
County Pro. Clerk of  
Rockwell Co. C. N.

146

7-11-1964

THE UNIVERSITY OF CHICAGO, CHICAGO, ILL.,  
 DEPARTMENT OF CHEMISTRY, DIVISION OF PHYSICAL CHEMISTRY.

— = 0.05, \* = 0.01, \*\* = 0.001, \*\*\* = 0.0001.

[illegible][illegible]

Chairman

1330mer.

70. 1581-er.

Co-Editor:

Lusk, Nebraska, Indian Territory.

MAR 15 1904

Choctaw D-849

Muskogee, Indian Territory, March 29, 1904.

Ezekiel W. Herndon,

Valiant, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered March 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice in which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

RECEIVED

J. M. Woodfin.

Registered  
Enc Choctaw D-849

Commissioner in Charge.



McAlester, Indian Territory, March 29, 1904.

Warefield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed you will find a copy of the decision of the Commission, rendered March 15, 1904, granting the application of Ezekiel W. Harndon for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice in which to file protest against the action of the Commission in enrolling said Ezekiel W. Harndon as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(RECORDED)

T. D. Moffat

Registered  
Enc Choctaw D-849

Commissioner in Charge.

In re  
Death of  
Junius Brown

Approved \_\_\_\_\_

*[Signature]*  
Chairman

1900

3245

I R F Wilson a citizen  
of The Choctaw Nation states  
on oath that one J. L. Brown  
was living with me  
at the time of his death, and  
I was present at his death.  
4/12/1900 R. F. Wilson

I J. O. Spencer a physician  
states on oath that I was  
attending J. L. Brown at the  
time of his death the husband of  
of A. L. Brown This 12<sup>th</sup> day of April  
1900 J. O. Spencer

Subscribed and sworn to Before me  
this 12<sup>th</sup> of April 1900  
E. J. Gardner N.P.

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Lottie Brown as a citizen by blood of the Choctaw Nation; being sworn and examined by Commissioner McKennon she testifies as follows:

- Q Your name is Lottie Brown? A Yes sir.
- Q How old are you? A Twenty-one.
- Q What was your father's name? A John McKers.
- Q White man? A Yes sir.
- Q Your mother's name? A Susy McLean.
- Q Before she married? A Yes sir.
- Q Do you remember both of them? A Yes sir.
- Q How ~~large~~<sup>old</sup> were you when your father died? A I don't know how old I was.
- Q About how old? A About five or six, I guess.
- Q How old were you when your mother died? A She died soon after my father did.
- Q Where were you then living? A Stringtown, Choctaw Nation.
- Q After she died where did you go? A I staid with Mr. Dick Sexton.
- Q Where? A Stringtown.
- Q How long did you remain there? A I don't know.
- Q Where did you go when you left Stringtown?
- A I staid with some white people.
- Q Where? A Close to Stringtown.
- Q Where did you go when you left Stringtown? A To Atoka.
- Q Whom did you live with there? A Mr. Robb.
- Q How long did you live with him, do you know? A No sir.
- Q Did Mrs. Robb know your mother? A No sir.

(Lottie Brown (2))

Q When you left Mrs. Robb where did you go?

A To school at Wheelock.

Q Remained there until about Brown did you? A Yes sir.

Q After leaving there you married Mr. Brown? A Yes sir.

Department of the Interior,

*W. D. Brown*

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Lottie Brown as a citizen by blood of the Choctaw Nation. Elmira Willis, being sworn and examined by Commissioner McKeen, testifies as follows:

Q What is your name? A Elmira Willis.

Q How old are you? A About thirty years old.

Q Do you know Julius Brown here? A I never saw him until yesterday.

Q Do you know his wife? A Yes sir, she is my niece.

Q Do you know that is the same Lottie Brown that is his wife?

A Yes sir.

Q You know your niece is the wife of Julius Brown? A Yes sir.

Q How do you know that? A They sent her down to school at Wheelock, and when she quit school there they sent her to Atoka, and I don't know how she got down there, but she was down at Wheelock staying there.

Q How old is she? A About twenty years old.

Q She is your niece? A Yes sir.

Q Your sister's daughter? A Yes sir.

Q When did you see her last? A I have not seen her- she was eight years old the last time I saw her.

Q Have you seen her recently? A Not since she was eight years old.

Q Have you seen her in the last day or two? A Yes sir.

Q Do you know her to be the same person? A Yes sir. She just favors her mother and I remember her mother.

Q Was her mother a Choctaw? A Yes sir.

Q Full-blood? A Yes sir, same mother and father.

(Lottie Brown, -Elmira Falls, wit. 2)

- Was her father Choc-taw? A He was a white man.
- Q Lottie's father? A He was a white man.
- Q All that you know then is that she looks like her mother?
- A Yes sir.
- Q That is the way you determine that she is the same do you?
- A Yes sir.
- Q What was her name before she married him? A Ever.
- Q Ever what? A Sarah Lottie Ever. I heard they knocked her sister off of the roll too.
- Q How? A They said she wasn't a Choc-taw.
- Q (Judge Dikes) Where was that she was knocked off?
- A Sulphur Springs.
- Q What's her sister's name? A Mary Ever.

Department of the Interior,  
Commissioner of the General Land Office.

RECEIVED  
JAN 10 1890  
U. S. DEPT. OF THE INTERIOR  
COMMISSIONER OF THE GENERAL LAND OFFICE

M. D. Green

Mustang, Indian Territory, April 4, 1900.

Mr. J. H. Herndon,

Nowata, Indian Territory,

Dear Sir:

The Commission is in receipt of your letter of March 27, stating that you had erroneously informed the Commission that the marriage license and certificate of yourself and Mrs. Lottie Brown had been forwarded by J. C. Spencer, and that you desire to correct the mistake, and state that the license and certificate in question had been forwarded by J. M. Ellis to the Sheriff of Nowata County.

This information has enabled the Commission to locate the marriage license and certificate in question, which have been received at this office February 1, 1900, and in record of the Commission show that Lottie Brown, 21 years of age, is only listed for enrollment in the Creek and Nowata Creek. In this is the part of the marriage license, and is requested to send the Commission; also, if Julius Brown is dead, to send affidavit of two disinterested persons as to his death, and if Julius and Lottie Brown have been divorced, it will be necessary for you to submit a copy of the decree. Pending the receipt of this information the marriage license and certificate of J. H. Herndon and Mrs. Lottie Brown will be retained by this Commission.

Sincerely truly,

In replying to this letter,  
please refer to Chectaw 1496.

Acting Chairman.



Muskogee, Indian Territory, April 17, 1900.

Mr. E. K. Herndon,

Pawlerville, Indian Territory,

Dear Sir:

The Commission is in receipt of your letter of April 13, containing affidavits of R. F. Wilson and D. O. Spencer as to the death of Julius Brown, the former husband of your present wife and the same have been duly filed with the records of the Commission.

Yours truly,

Acting Chairman.

In replying to this letter,  
please refer to Choctaw 1486.

Muskogee, Indian Territory, May 8, 1900.

Mr. J. V. Bibbs,

Powlerville, Indian Territory,

Dear Sir:

The Commission is in receipt of your letter of April 24th, in which you state that you had forwarded the Commission a marriage license of E. K. Herndon and Mrs. Lottie Brown. The same was received by the Commission February 9th, 1900, and has been duly filed with the records of this Commission. The other matters mentioned in your letter will receive the attention of the Commission.

Yours truly,

Acting Chairman.

In reply to this letter,  
please refer to 7-1426

Cloctaw D 849

Muskogee, Indian Territory, March 7, 1901.

Ezekiel W. Herndon,  
Valliant, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of March 2, asking if decision has been rendered in your case, and in reply you are advised that the Commission has not yet passed upon the application of Ezekiel W. Herndon for enrollment as an intermarried citizen of the Choctaw Nation. As soon as a decision is reached in this case you will be notified of the action taken therein.

Respectfully,

Commissioner in Charge.

1497

James Harkins et al

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for enrollment as  
a citizen by intermarriage of the Choctaw Nation of-

VILEY HARKINS, 7-1497.

To all whom it may  
concern - know ye  
That All Right Min-  
ister of the Gospel - be  
on 20 Augt 70 will  
in the Hotel still &  
Dinner - in James  
H. House and will  
Vinny Murray  
1101 e

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
ANTHRS, I.T. Dec. 4, 1902.

7-1497

In the matter of the application of Viney Harkins for enrollment as an inter-married citizen of the Choctaw Nation.

Viney Harkins being sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Viney Harkins.  
Q How old are you? A Twenty nine.  
Q What is your post office address? A Doaksville.  
Q How long have you been a resident of the Choctaw Nation? A I have lived here about fourteen years.  
Q Have you lived here continuously for the past fourteen years?  
A Yes sir.  
Q Have you made your home anywhere else during that time? A No sir.  
Q Do you claim inter-married rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim these rights? A Jim Harkins.  
Q Is he an enrolled and recognized citizen of the Choctaw Nation?  
A Yes sir.  
Q Have his rights as such ever been questioned or disputed? A I don't know about that. No sir, not that I know of.  
Q When were you married to Jim Harris? A In 1890.  
Q Can you give the date a little more definitely than that? A  
Q Can't you give the month and day? A The 19th August.  
Q Where was this marriage ceremony performed? A Close to Doaksville  
Q At that time were both you and your husband residents of the Choctaw Nation? A Yes sir.  
Q Who married you? A Parson Keith.  
Q Did you obtain a marriage license? A No sir.  
Q Were you ever married before your marriage to Jim Harris? A No sir.  
Q Was he ever married before his marriage to you? A Yes, once.  
Q What was the name of his former wife? A Nannie Rawlins.  
Q Was she dead at the time of your marriage to him? A Yes sir.  
Q Since your marriage to Jim Harkins have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.  
Q What was your maiden name? A Viney Murray.  
Q What was the name of your father? A Bill Murray.  
Q What was the name of your mother? A Martha Murray.

Henry G. Hains being sworn on his oath states that as stenographer to the Commission to the five Civilized Tribes he reported the proceedings had in the above entitled cause on December 4, 1902, and

that this is a full, true and correct transcript of his stenographic notes in same.

Henry S. Hains

Subscribed and sworn to before me this 31 day of December 1902.

Charles Kesteven  
Notary Public.

11/31



LGD

7-1497

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

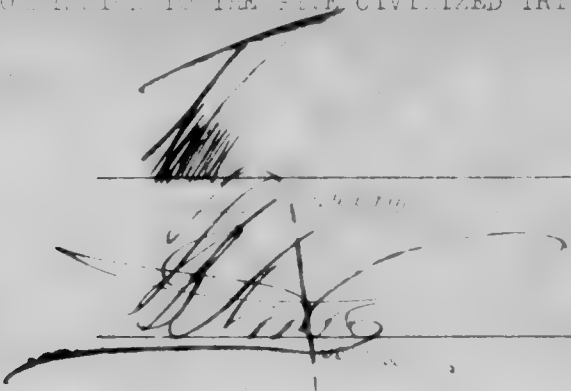
In the matter of the application for the enrollment of  
Viney Harkins as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

It appears from the record herein that Viney Harkins, on August 20, 1890, was lawfully married to James Harkins, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4198 upon the lists prepared by this Commission, under the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Viney Harkins should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES;

  
C. R. Buck

Muskogee, Indian Territory,

APR 29 1903

Choctaw-1497

COPY.

Muskogee, Indian Territory, April 29, 1903.

Viney Harkins,

Doaksville, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been made, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*W. D. Dancy*  
Chairman.

Registered.

Enc. HCH 12.

Choctaw-1497

COPY.

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Viney Harkins for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

James Dickey  
Chairman.

Registered.

Enc. HGH 12a.

CHOCTAW.

20

*IN RE*

Application for Enrollment of

INFANT CHILD

*Harry Harkins*

As a citizen of the

CHOCTAW. Nation.

Approved, AUG 18 1900

190

*Commissioner.*

COMMISSIONER

FILED

AUG 18 1900

CHOCTAW.

14-17.

## Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
 of *Larry J. [unclear]*, born on the *11* day of *1890*  
 Name of Father: *Larry J. [unclear]* a citizen of the *C.* Nation.  
 Name of Mother: *[unclear]* a citizen of the *C.* Nation.  
 Postoffice, *[unclear]*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY,  
 District, *[unclear]*

I, *[unclear]*, on oath state that I am *10*  
 years of age and a citizen, by *[unclear]* of the *[unclear]* Nation;  
 that I am the lawful wife of *[unclear]*, who is a citizen, by  
*[unclear]* of the *[unclear]* Nation; that a *[unclear]* child was  
 born to me on the *[unclear]* day of *[unclear]*; that said child has been  
 named *[unclear]*, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)

Subscribed and sworn to before me this *11* day of *August*, 190*1*

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY,  
 District, *[unclear]*

I, *[unclear]*, on oath state that I  
 attended on Mrs. *[unclear]*, wife of *[unclear]*,  
 on the *11* day of *August*, 190*1*; that there was born to her on  
 said date a *[unclear]* child; that said child is now living and is said to have been  
 named *[unclear]*.

WITNESSES TO MARK

(Must be Two  
Witnesses)

Subscribed and sworn to before me this *11* day of *August*, 190*1*

*E. J. Carl*

NOTARY PUBLIC.

IN RE

Application for Enrollment of

INFANT CHILD.

*Lusia Gordon*

As a citizen of the

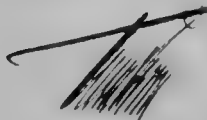
*Cherokee*

Nation.

Approved

*May 9*

1879



Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**

*May 11 1879*



Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Kickapoo Nation,  
of Susie Perkins, born on the 28 day of September, 1897.  
Name of father: James Perkins, a citizen of the Kickapoo Nation.  
Name of mother: Ruby Perkins, a citizen of the Kickapoo Nation.  
Post Office: Kickapoo.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

District.

I, Ruby Perkins, on oath, state that I am 25 years of age and a  
citizen, by marriage, of the Kickapoo Nation; that I am the  
lawful wife of James Perkins who is a citizen, by blood of the  
Kickapoo Nation; that a male child was born to me on the 8 day  
of November, 1897; that said child has been named James Perkins  
and is now living.

Subscribed and sworn to before me this

day of December, 1897.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

District.

I, \_\_\_\_\_, a \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1897; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1897.

Notary Public.

Atoka, Indian Territory, June 8, 1900.

Mr. R. L. Carter,

Doddsville, Indian Territory,

Dear Sir:

The Commission is in receipt of your letter of June 4th, inclosing applications for enrollment as citizens of the Choctaw Nation of Carry Harkins, the infant daughter of James and V. C. Harkins, and Leslie J. Wilson, the infant daughter of J. D. and Florence A. Wilson. The application of Carry Harkins is herewith returned to you for the reason that the names of the mother and the attending nurse at the birth of the child, and the names of the witnesses all seem to be in the same writing. There is inclosed you herewith a new blank to be filled out instead of the one retained herewith. In having the same executed, if either the mother or nurse sign the affidavit provided for thereon by mark, it should be so stated, and such signature must be witnessed by two disinterested parties who can sign their own names. If the signatures are not by mark, it is not necessary to have witnessed. Upon receipt of the birth certificate in proper form your application will receive further consideration.

The application for enrollment of Leslie J. Wilson, being  
has been filed with the records of the Commission.

Yours truly,

Acting Chairman.



Muskogee, Ind. Ter., August, 22d, 1900.

James Harkins Esq.

Deaksville, Ind. Ter.

Dear sir;

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Carry Harkins, the infant daughter of James and V. C. Harkins, and the same being in proper form has been duly filed with the records of the Commission.

Yours truly,

Acting Chairman.

7-1497.

1498

Thomas Self et al

choc

-----0-----  
DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record herein is in the matter of the application for  
the enrollment as a citizen by intermarriage of the Choctaw Nation of

THOMAS SELF,

7 - 1498

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-----C-----

Handwritten text, likely a signature or date, including the number 442.

OFFICE OF

S. L. BACON,  
COUNTY AND PROBATE CLERK,  
K. C. C. N.

Goodland, Ind. Ter.

18.

This day comes before me a petition as the  
law direct from Mr. Thomas Self is  
citizen of the United States praying for  
a license to marry me Miss Annie  
Murray a citizen of the Choctaw Nation.  
Now therefore I S. L. Bacon County & Probate  
Clerk of Kiamichi County Choctaw Nation  
being satisfied that he has complied  
with the requirement of Law. And  
I do Grant the same for the express  
purpose set forth in his petition.  
Given under my hand and seal of  
office This the 5th day of August 1890

S. L. Bacon  
County and Probate Clerk  
K. C. C. N.

# CORRECTION

THIS DOCUMENT

HAS BEEN

REPHOTOGRAPHED

TO ASSURE

LEGIBILITY

OFFICE OF

S. L. BACON,

COUNTY AND PROBATE CLERK,

K. C. C. N.

Goodland, Ind. Ter...

18

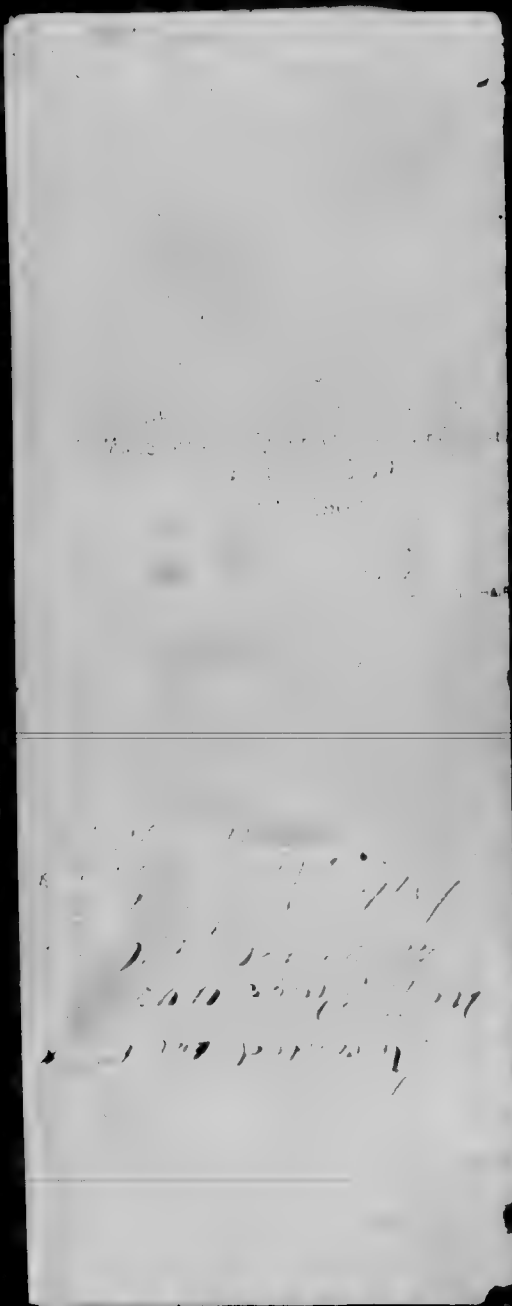
This day comes before me a petition as the  
law direct from Mr Thomas Self is  
citizen of the United States praying for  
a license to marry one Miss Annie  
Murray a citizen of the Choctaw Nation.  
Now therefore I S. L. Bacon County & Probate  
Clerk of LeFlore County Choctaw Nation  
being satisfied that he has complied  
with the requirement of Law. And  
I do Grant the same for the express  
purpose set forth in his petition.  
Given under my hand and seal of  
office This the 15th day of August 1890

H. F. Bacon

County and Probate Clerk  
K. C. C. N.

Accounted and  
the 7th page 1102  
the 1st page 1101  
the 2nd page 1100





This is to certify  
that I have this day joined  
together in matrimony  
Hon. Thomas, J. & Co  
To Miss. Ann. & Mary  
according Law

Daniel Miller  
Minister of the gospel

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
ARTICLES, I.T. Dec. 5, 1902.

7-1498

In the matter of the application of Thomas Self for enrollment as an inter-married citizen of the Choctaw Nation.

Thomas Self being duly sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Thomas Self.
- Q How old are you? A Thirty-three I believe.
- Q What is your post office address? A Hugo.
- Q How long have you been a resident of the Choctaw Nation? A About 19 years.
- Q Have you lived here continuously for the past 19 years? A Yes sir.
- Q Have you made your home anywhere else during that time? A No sir.
- Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.
- Q What is the name of your Choctaw wife through whom you claim such rights? A Annie Usray.
- Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
- Q Have her rights as such ever been disputed? A No sir.
- Q When was you married to Annie Usray? A About 1890 I think.
- Q Where was this marriage ceremony performed? A Daniel Millers.
- Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.
- Q Did you obtain a Choctaw tribal license? A Yes sir.
- Q From whom did you obtain that license? A Silas Baker, Count, Clerk.
- Q How much did you pay for it? A \$100.00
- Q Who performed the marriage ceremony? A Dan Miller.
- Q Minister of the Gospel? A Yes sir.
- Q Who was present at the marriage? A I don't remember now exactly, one was Rudie Robuck at that time, Rudie Ervin now; Pinkie Russell- as well as I remember.
- Q Were you ever married prior to your marriage to Annie Usray? A No sir.
- Q Was she ever married prior to her marriage to you? A No sir.
- Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.
- Q There has been no separation, abandonment or divorce? A No sir.
- Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

Henry G. Wains being sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on December 5, 1902, and

-2-

that this is a full, true and correct transcript of his stenographic notes in same.

Henry B. Hains

Subscribed and sworn to before me this 31 day of December 1902.

Charles H. Sawyer

Notary Public.

W. H. H.

162

7 - 1498 -

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Thomas Self as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that Thomas Self, in 1890, was married in accordance with the laws, customs and usages of the Choctaw Nation to Annie Self (nee Ugray) a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4204 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 28, 1902.

It is, therefore, the opinion of this Commission that Thomas Self should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

A handwritten signature, likely of the Commissioner, is written over a set of horizontal lines. The signature is in cursive and appears to read "C. R. McCreary".

C. R. McCreary.

Muskogee, Indian Territory,

APR 29 1903

Choctaw-1498

Muskogee, Indian Territory, April 29, 1903.

Thomas Self,

Mingo, Indian Territory.

Dear Sir:

I closed herewith you will find a copy of the decision of the commission, rendered April 28, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the commission in enrolling you as a citizen of the Choctaw nation. At the expiration of that time, if no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tamc Luby.*  
Chairman.

Registered.

Enc. HCH 13.

Choctaw-1498

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Thomas Self for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

James Smith  
Chairman.

Registered.

Enc. HGW 13a.

IN RE

Application for Enrollment of

INFANT CHILD

*William Henry*  
as a citizen of the*Proctor* Nation.Approved *Oct 8* 1900*W. H. H. H.*  
Commissioner.DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,

FILED

OCT 8 1900

*W. H. H. H.*  
ACTING COMMISSIONER

CHD.

14'18.



## Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
 of *William Cling Self*, born on the *26* day of *Dec*, 18*77*  
 Name of Father: *Mrs B Self*, a citizen of the *Choctaw* Nation.  
 Name of Mother: *Winnie Self*, a citizen of the *Choctaw* Nation.  
 Postoffice, *Lee, Miss*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY.

*Centrae* District.

I, *Winnie Self*, on oath state that I am *27*  
 years of age and a citizen, by *Choctaw* of the *Choctaw* Nation;  
 that I am the lawful wife of *Mrs B Self*, who is a citizen, by  
*Marriage* of the *Choctaw* Nation; that a *Male* child was  
 born to me on the *26* day of *Dec*, 18*97*; that said child has been  
 named *William Cling Self*, and is now living.

WITNESSES TO MARK:

(Must be Two Witnesses)

*W R Kelly*

Subscribed and sworn to before me this *1* day of *Dec*, 190*6*

*W C Scarborough*

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY.

*Centrae* District.

*Lillian Johnson*, a *Midwife*, on oath state that I  
 attended on Mrs. *Winnie Self*, wife of *Mrs B Self*,  
 on the *26* day of *Dec*, 18*97*; that there was born to her on  
 said date a *Male* child; that said child is now living and is said to have been  
 named *William Cling Self*.

WITNESSES TO MARK:

(Must be Two Witnesses)

*W R Kelly*

Subscribed and sworn to before me this

day of

*Dec*

190*6*

*W C Scarborough*

NOTARY PUBLIC

THOMAS W.

IN RE

### Application for Enrollment of

INFANT CHILD.

INFANT CHILD  
James & John

As a citizen of this

No claw

Notion.

Approved \_\_\_\_\_

1871-1

(Commissioner).

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVIL TRIBES.

FILED

Aug 1877

4. : CHAIRMAN

CHOCOLATE

1498

Department of the Interior.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of James C. Self, born on the 1st day of June, 1899.  
Name of father: Thomas Self, a citizen of the Chickasaw Nation.  
Name of mother: Ann Self, a citizen of the Chickasaw Nation.  
Post Office: Deadwood, S.D.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Chickasaw District.

I, Ann Self, on oath, state that I am 25 years of age and a  
citizen, by marriage, of the Chickasaw Nation; that I am the  
lawful wife of Thomas Self, who is a citizen, by marriage, of the  
Chickasaw Nation; that a male child was born to me on the 1st day  
of June, 1899; that said child has been named James C. Self  
and is now living.

Subscribed and sworn to before me this

17th day of May, 1899.

A S Murren  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

Chickasaw District.

I, Dr. J. H. Jones, on oath, state that I  
attended on Mrs. Ann Self, wife of Thomas Self  
on the 1st day of June, 1899; that there was born to her on said date a male child;  
that said child is now living and is said to have been named James C. Self.

Subscribed and sworn to before me this

17th day of May, 1899.

A S Murren  
Notary Public.

Muskogee, Indian Territory, June 2, 1900.

Mr. Thomas Self,

Goodland, Indian Territory,

Dear Sir:

The Commission is in receipt of an application for enrollment as a citizen of the Choctaw Nation of William Oline Self, born December 26th, 1899, and the son of Thomas and Annie Self. The application is returned you herewith for the reason that the signatures of Annie Self, the mother of the child, and Gerilda Johnson, the attending nurse, being by mark, it will be necessary that the same should be attested by two disinterested parties as witnesses thereof. The Notary Public taking the acknowledgment of Annie Self has also failed to affix his Notarial seal to her affidavit.

There is inclosed you herewith a blank application for the enrollment of infant children, in use by the Commission, upon which may be forwarded all the information necessary for the enrollment of a child. In having the same executed, see that all blanks are filled out, all names written in full, both affidavits provided for thereon are executed before a Notary Public, and the Notary's name and seal attached to each affidavit. Signatures by mark must be witnessed by two parties.

Yours truly,

1-2

B.O.

In reply to this letter,  
please refer to 7-1498

Acting Chairman.

Muskogee, Indian Territory, October 3, 1900.

Thomas S. Self,

Goodland, Indian Territory.

Dear Sir:

The Commission is in receipt of the application for enrollment as a citizen by blood of the Choctaw Nation of William Oliney Self, the infant son of Thomas S. and Annie Self, born December 26th, 1899.

The same being in proper form has been duly filed ~~in the~~ the records of the Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

7-1498

7-1498.

Muskogee, Indian Territory, December 22, 1902.

Thomas Self,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the certificate of marriage between Thomas Self and Annie Uray, and the same has been duly filed with the records of the Commission in the matter of the application for your enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

1499 Betsy Wright et al

Choc

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Granted May 23, 1905

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Betsy Wright as a citizen by blood of the Choctaw Nation. J. W. Wright, being sworn and examined by Commissioner McKannon, testifies:

Q What is your name? A J. W. Wright.

Q Age? A Twenty-eight.

Q You are the husband of Betsy Wright are you? A Yes sir.

Q How long since you married her? A Six years.

Q Her mother was a Cherokee was she? A That's what my wife's father always told me.

Q Has your wife ever claimed any rights in the Cherokee Nation since you married her? A No sir, always claimed rights here.

Q You know whether she ever enrolled in the Cherokee Nation?

A No sir.

Q You know whether she ever drew money there? A No sir.

Q Did you ever hear of her drawing any? A Never did.

Q Has she drawn any since you married her? A No sir.

Q She is a daughter of Thomas C. Crowder? A Yes sir.

Q Who claims citizenship as a Choctaw? A Yes sir.

Q And is enrolled as such? A Yes sir.

Q (By Judge Dukes) Do you know whether your wife's father and mother were married? A No, I couldn't tell you anything about it; my wife's mother died when she was an infant.

Department of the Interior,  
Commission to the Five Civilized Tribes.

I hereby certify, upon my official oath as stenographer to above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

M. D. Green



W.F.  
7-1499.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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In the matter of the application for the enrollment of Betsy Wright and her three minor children, Thomas E. Wright, Mary M. Wright and Lenard Dalco Wright, as citizens by blood of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the census card record in this case that on May 19, 1899 the applicant, Betsy Wright, appeared before the Commission and made personal application for the enrollment of herself and her two minor children, Thomas E. Wright and Mary M. Wright, as citizens by blood of the Choctaw Nation. Subsequently on July 2, 1901 there was filed with this Commission written application for the enrollment of Lenard Dalco Wright, infant son of said Betsy Wright, as a citizen by blood of said nation.

It appears from the records of the Commission that on September 7, 1896, in the case entitled "Betay Wright vs. Choctaw Nation" (1896 Choctaw Citizenship Docket, case number 507), the applicant, Betsy Wright, made original application to this Commission, under the provisions of the act of Congress approved June 10, 1896, (29 Stat., 321), for the admission of herself and her minor child Thomas E. Wright to citizenship in the Choctaw Nation as citizens by blood thereof, and on December 2, 1896 the said Betsy Wright and Thomas E. Wright were by this Commission denied admission to citizenship in the Choctaw Nation as citizens by blood thereof, from which decision of the Commission no appeal was taken.

It appears from an examination of the tribal rolls in the possession of the Commission that the applicant, Betsy Wright, is identified upon the 1865 Choctaw Census Roll, Kiamitia County, number 585 and upon the 1893 Choctaw Leased District Payment Roll, Jackson County, number 100, and that the applicants, Betsy Wright and Thomas E. Wright, are identified upon the 1896 Choctaw Census Roll, Jackson County, numbers 13812 and 13813 respectively, the applicants being enrolled, as above stated, as citizens by blood of said nation. The minor applicants, Mary M. Wright and Lenard Dalco Wright, having been born subsequent to the preparation of the 1896 Choctaw Census Roll, are identified by proper birth certificates filed with and made a part of the record in this

7-1499--2.

case.

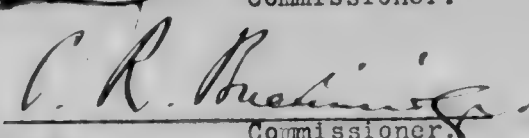
It further appears that all of the applicants herein, who were living on June 28, 1898, were on that date residents in good faith of Indian Territory, all applicants listed upon census cards in 1899 having been first examined as to such fact although their testimony was not reduced to writing.

It is, therefore, the opinion of this Commission that, following the ruling of the Department in the case of Wiley Adams (I T D 4398-1903), the denial of the applicants, Betsy Wright and Thomas E. Wright, under the provisions of the act of Congress approved June 10, 1896 (29 Stat. 321), is of no force and effect upon the status of these applicants as citizens by blood of the Choctaw Nation, and that Betsy Wright, Thomas E. Wright, Mary M. Wright and Lenard Dalco Wright should be enrolled as citizens by blood of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
Chairman.

  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory,

MAY 23 1905

7- 1499

Madison, Indian Territory, May 23, 1905.

Betsy Wright,

Doswell, Indian Territory,

COPY.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered May 23, 1905, granting the application for the enrollment of yourself and children, Thomas F. Wright, Mary M. Wright and Lenard Dulco Wright, as citizens by blood of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as citizens of the Choctaw Nation. If at the expiration of that time no protest has been filed, your names will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.  
Incl. 7-1499.

Jame Dixby

Chairman.

7-1499

Muskogee, Indian Territory, May 23, 1905.

COPY.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered May 23, 1905, granting the application for the enrollment of Betsy Wright, Thomas E. Wright, Mary E. Wright and Lenard Dalco Wright as citizens by blood of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicants as citizens of the Choctaw Nation. If at the expiration of that time no protest has been filed, their names will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

*Jame Bixby*

Registered.  
Incl. 7-1499.

Chairman.

See 7-4718 for registry receipt for this letter.

oppression to the civilized tribes,  
So down, Indian Territory.

In the matter of the enrollment of Mrs. Wright as a  
citizen, by law of the Cherokee Nation. J. W. Wright, being  
sworn in, examined by Commissioner of Indian Affairs, testifies:

Q What is your name? A J. W. Wright.

Q Age? A Twenty-eight.

Q You are the husband of Mrs. Wright are you? A Yes sir.

Q How long since you married her? A Six years.

Q Her mother was a Cherokee was she? A That's what my wife's  
father always told me.

Q Has your wife ever claimed any rights in the Cherokee Nation  
since you married her? A No sir, always claimed rights here.

Q You know whether she ever enrolled in the Cherokee Nation?

A No sir.

Q You know whether she ever drew money there? A No sir.

Q Did you ever hear of her drawing any? A Never sir.

Q Has she drawn any since you married her? A No sir.

Q She is a daughter of Thomas C. Crowder? A Yes sir.

Q She claims citizenship as a Choctaw? A Yes sir.

Q And is enrolled as such? A Yes sir.

Q (By Judge Dukes) Do you know whether your wife's father and  
mother were married? A No, I couldn't tell you anything about  
it; my wife's mother died when she was an infant.

Department of the Interior,  
Commission to the Five Civilized Tribes

I hereby certify, upon my official oath as  
stenographer to above named Commission, that this  
transcript is a true, full and correct translation of  
my stenographic notes.

*M. O. Green*

IN RE  
Application for Enrollment of  
INFANT CHILD

*Mary M. Wright*

as a citizen of

*Choctaw*

Nation.

Approved

190

Commissioner.

**DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.**

C O P Y.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the CHOCTAW Nation,  
of Mary May Wright, born on the 12 day of February, 1899  
Here insert name of child  
Name of Father: John W. Wright a citizen of the \_\_\_\_\_ Nation.  
Name of Mother: Betsey Wright a citizen of the Choctaw Nation.  
Postoffice Crowder, Ind. Ter.

**AFFIDAVIT OF MOTHER.**

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Central DISTRICT.

I, Betsey Wright, on oath state that I am 22  
years of age and a citizen, by blood of the Choctaw Nation;  
that I am the lawful wife of John W. Wright, who is a citizen, by  
of the \_\_\_\_\_ Nation; that a \_\_\_\_\_ child was  
(Male or Female.)  
born to me on 12 day of February, 1899; that said child has been named  
Mary May Wright, and is now living.

her  
Betsey X Wright  
mark

WITNESSES TO MARK :

(Must be Two  
Witnesses.)

Subscribed and sworn to before me this 12 day of May, 1899.

*(Seal)*

H. W. Attaway  
Notary Public.

**AFFIDAVIT OF ATTENDING PHYSICIAN, OR MID-WIFE.**

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Central DISTRICT.

I, Roxie Wright, a Midwife, on oath state that I  
attended on Mrs. Betsey Wright, wife of John W. Wright  
on the 12 day of February, 1899; that there was born to her on said date a  
(Male or Female.)  
child; that said child is now living and is said to have been named Mary May Wright

her  
Roxie X Wright  
mark

WITNESSED TO MARK :

(Must be Two  
Witnesses.)

Subscribed and sworn to before me this 12 day of May, 1899.

*(Seal)*

H. W. Attaway  
Notary Public.

9729  
Choctaw

20

*Indorsed*

IN RE

Application for Enrollment of  
INFANT CHILD

*Leonard & Wright*

as a citizen of

*Choctaw*

Nation.

Approved *Jul 2 1901* 190

*C. R. Ackermidge*

Commissioner.

*Department of the Interior*

*Commissioner to the Five Civilized Tribes*

*Filed*

*Jul 2, 1901*

*Wm. B. Doby Acting Chairman*

*Choctaw 1449*

*Wm. B. Doby, Commissioner, Apr. 27, 1903*



9729  
Chas. W. Clark

IN RE

Application for Enrollment of  
INFANT CHILD

Leonard S. Wright

as a citizen of

Chas. W. Clark Nation.

Approved Jan 8 1901 190

C. R. B. Beckwith  
COMMISSIONER.

Department of the Interior  
Commissioner to the State of New York  
Filed  
Jan 8, 1901

Wm. W. Clark, Secretary of the Board

Chas. W. Clark 1901

My commission expires Apr. 27, 1905

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

*Copy*  
IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Cherokee* Nation,  
of *Lenard Salco Wright*, born on the *23* day of *May*, 1901  
(Here insert name of child.)  
Name of Father: *J. H. Wright* a citizen of the *Cherokee* Nation.  
Name of Mother: *Betsy Wright* a citizen of the *Cherokee* Nation.  
Postoffice *Crowder, Ark.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
*Central* DISTRICT.

I, *Betsy Wright*, on oath state that I am *24*  
years of age and a citizen, by *birth*, of the *Cherokee* Nation;  
that I am the lawful wife of *J. H. Wright*, who is a citizen, by  
*marriage* of the *Cherokee* Nation; that a *male* child was  
(Male or Female.)  
born to me on *22* day of *May* 1901; that said child has been named  
*Lenard Salco Wright*, and is now living.

## WITNESSES TO MARK:

(Must be Two Witnesses.)  
*J. H. Duncan*  
*B. H. Morton*

Subscribed and sworn to before me this *28* day of *June* 1901.  
(Seal) *Thomas V. McReynolds*  
Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
*Central* DISTRICT.

I, *Julia Crowder*, a *midwife*, on oath state that I  
attended on Mrs. *J. H. Wright*, wife of *J. H. Wright*  
on the *23* day of *May*, 1901; that there was born to her on said date a  
(Male or Female.)  
child; that said child is now living and is said to have been named *Lenard Salco Wright*  
*Julia Crowder*

## WITNESSES TO MARK:

(Must be Two Witnesses.)  
*J. H. Duncan*  
*B. H. Morton*

Subscribed and sworn to before me this *28* day of *June* 1901.  
(Seal) *Thomas V. McReynolds*  
Notary Public.

*My Commission expires*  
*Apr. 27/1905.*

24.9  
(64)  
7-1499.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----o-----

In the matter of the application for the enrollment of Betsy Wright and her three minor children, Thomas E. Wright, Mary M. Wright and Lenard Dalco Wright, as citizens by blood of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the census card record in this case that on May 19, 1899 the applicant, Betsy Wright, appeared before the Commission and made personal application for the enrollment of herself and her two minor children, Thomas E. Wright and Mary M. Wright, as citizens by blood of the Choctaw Nation. Subsequently on July 2, 1901 there was filed with this Commission written application for the enrollment of Lenard Dalco Wright, infant son of said Betsy Wright, as a citizen by blood of said nation.

It appears from the records of the Commission that on September 7, 1896, in the case entitled "Betsy Wright vs. Choctaw Nation" (1896 Choctaw Citizenship Docket, case number 507), the applicant, Betsy Wright, made original application to this Commission, under the provisions of the act of Congress approved June 10, 1896, (29 Stat., 321), for the admission of herself and her minor child Thomas E. Wright to citizenship in the Choctaw Nation as citizens by blood thereof, and on December 2, 1896 the said Betsy Wright and Thomas E. Wright were by this Commission denied admission to citizenship in the Choctaw Nation as citizens by blood thereof, from which decision of the Commission no appeal was taken.

It appears from an examination of the tribal rolls in the possession of the Commission that the applicant, Betsy Wright, is identified upon the 1885 Choctaw Census Roll, Kiamitia County, number 585 and upon the 1893 Choctaw Leased District Payment Roll, Jackson County, number 100, and that the applicants, Betsy Wright and Thomas E. Wright, are identified upon the 1896 Choctaw Census Roll, Jackson County, numbers 13812 and 13813 respectively, the applicants being enrolled, as above stated, as citizens by blood of said nation. The minor applicants, Mary M. Wright and Lenard Dalco Wright, having been born subsequent to the preparation of the 1896 Choctaw Census Roll, are identified by proper birth certificates filed with and made a part of the record in this

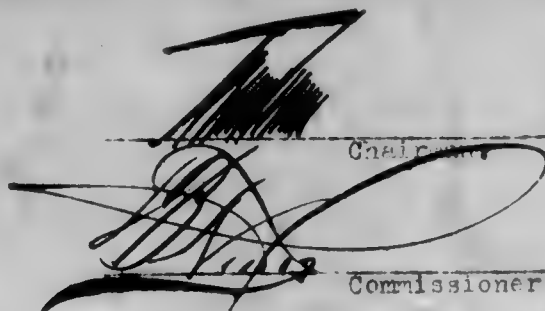
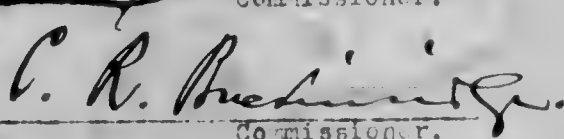
7-1499--2.

case.

It further appears that all of the applicants herein, who were living on June 22, 1898, were on that date residents in good faith of Indian Territory, all applicants listed upon census cards in 1899 having been first examined as to such fact although their testimony was not reduced to writing.

It is, therefore, the opinion of this Commission that, following the ruling of the Department in the case of Wiley Adams (I T D 4366-1903), the denial of the applicants, Betsy Wright and Thomas E. Wright, under the provisions of the act of Congress approved June 10, 1896 (29 Stat. 321), is of no force and effect upon the status of these applicants as citizens by blood of the Choctaw Nation, and that Betsy Wright, Thomas E. Wright, Mary E. Wright and Lenard Dalco Wright should be enrolled as citizens by blood of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 20, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 811), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
Chairman.  
Commissioner.  
  
Commissioner.

Muskogee, Indian Territory,

MAY 22 1905

Muskogee, Indian Territory, May 23, 1905.

Betsy Wright,

COPY.

Boswell, Indian Territory,

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered May 23, 1905, granting the application for the enrollment of yourself and children, Thomas M. Wright, Mary M. Wright and Lenard Dalco Wright, as citizens by blood of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as citizens of the Choctaw Nation. If at the expiration of that time no protest has been filed, your names will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

*James B. Blythe*

Registered.  
Incl. 7-1499.

Chairman.

7-1499

Muskogee, Indian Territory, May 23, 1905.

COPY.

Mansfield, McMurray & Cornish,  
Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory,  
Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered May 23, 1905, granting the application for the enrollment of Betsy Wright, Thomas E. Wright, Mary M. Wright and Leonard Daleo Wright as citizens by blood of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicants as citizens of the Choctaw Nation. If at the expiration of that time no protest has been filed, their names will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

*Tams Birby*

Registered.  
Incl. 7-1499.

Chairman.

See 7-4712 for registry receipt for this letter.

## IN RE

Application for Enrollment of

INFANT CHILD

*Samuel N. Wright,*  
as a citizen of*Choctaw*

Nation.

Approved: JUL 2 1901  
*C. R. McCreary,*  
Commissioner.DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
FILED

JUL 2 1901

*[Signature]*  
ACTING CHAIRMAN.

My Commission expires Apr. 27-1896.



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Lenard Oakes Knight, born on the 22 day of May, 1901.  
(Here insert name of child)  
Name of Father: J. H. Knight, a citizen of the Choctaw Nation,  
Name of Mother: Betsy Knight, a citizen of the Choctaw Nation,  
Post-office, Crowder D. S.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, |

INDIAN TERRITORY, |

Central |

District. |

I, Betsy Knight, on oath state that I am 24  
years of age and a citizen, by birth of the Choctaw Nation;  
that I am the lawful wife of J. H. Knight, who is a citizen, by  
marriage, of the Choctaw Nation; that a male child was  
born to me on the 22 day of May, 1901; that said child has been  
named Lenard Oakes Knight, and is now living.

WITNESSES TO MARK

(Must be Two)  
Witnesses

J. H. Duncan  
B. R. Morton

Betsy Knight

Subscribed and sworn to before me this 28 day of June, 1901.

Thomas V. McKeon  
NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, |

INDIAN TERRITORY, |

Central |

District. |

I, Julia Crowder, a midwife, on oath state that I  
attended on Mrs. J. H. Knight, wife of J. H. Knight,  
on the 22 day of May, 1901; that there was born to her on  
said date a male child; that said child is now living and is said to have been  
named Lenard Oakes Knight Julia Crowder

WITNESSES TO MARK:

(Must be Two)  
Witnesses

J. H. Duncan  
B. R. Morton

Subscribed and sworn to before me this 28 day of June, 1901.

Thomas V. McKeon  
NOTARY PUBLIC

My Commission expires Apr 29-1905

IN RE

Application for Enrollment of

INFANT CHILD.

Mary M. Hughes  
(Applicant a citizen of the  
United States)

Nation.

Approved

Commissioner.

Department of the Interior.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Cherokee* Nation,  
of *Mary May Wright*, born on the *13* day of *February*, 18*97*.  
Name of father: *John M. Wright*, a citizen of the \_\_\_\_\_ Nation.  
Name of mother: *Kelsey Wright*, a citizen of the *Cherokee* Nation.  
Post Office: *Crow*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Central* District.

I, *Kelsey Wright*, on oath, state that I am *12* years of age and a  
citizen, by *Adoption*, of the *Cherokee* Nation; that I am the  
lawful wife of *John M. Wright* who is a citizen, by \_\_\_\_\_, of the  
Nation; that a child was born to me on the *12* day  
of *February*, 18*97*; that said child has been named *Mary May Wright*,  
and is now living.

Subscribed and sworn to before me this *12* day of *May*, 18*97*.

*J. M. Utterback*  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Central* District.

I, *Roxie Wright*, a *Midwife*, on oath, state that I  
attended on Mrs. *Kelsey Wright*, wife of *John M. Wright*,  
on the *12* day of *February*, 18*97*; that there was born to her on said date a child;  
that said child is now living and is said to have been named *Mary May Wright*.

Subscribed and sworn to before me this *12* day of *May*, 18*97*.

*J. M. Utterback*  
Notary Public.

C O P Y.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

Address only  
The Secretary of the Interior.

January 19, 1909.

File-5-51.

The Commissioner to the  
Five Civilized Tribes,  
Muskogee, Oklahoma.

Sir:

November 30, 1908, the Supreme Court rendered decisions in what are known as the Goldsby and Allison cases. These suits were brought to obtain mandates against the Secretary of the Interior to correct the rolls as to said Goldsby and Allisons, on the ground that the Secretary of the Interior after placing their names upon approved rolls of citizenship had attempted to strike them from those rolls without notice and an opportunity to be heard. The decision of the Supreme Court is that mandate shall issued in those cases.

There are many suits of a similar nature pending against the Secretary of the Interior, and after careful conferences between this Department and the Department of Justice it was decided that judgment should be allowed in all pending mandamus actions in which the relators stand clearly in the same position as Goldsby and the Allisons. Pursuant to these conferences and to the judgments which

may be entered on account of the above decisions of the Supreme Court, you are hereby directed to erase the interlineations and notations which purport to strike any of the following names from the rolls of citizens of the respective nations of the Five Civilized Tribes:

PERSONS WHO HAD PRIOR TO THE GOLDSBY DECISION INSTITUTED SUITS,

THE PRINCIPLES OF WHICH ARE UNDOUBTEDLY SIMILAR TO THE  
OPINION OF THE SUPREME COURT IN THAT DECISION.

Chickasaw by Blood.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
4984	Goldsby, John E.	248	U.S.S.C.
4985	Goldsby, Linniel E.	50033	S. C.D.C.
4986	Goldsby, Bessie	50033	S.C.D.C.
4987	Goldsby, Murray W.	50033	S.C.D.C.
4969	Vaughan, Edward A.	372	U.S.S.C.
4970	Vaughan, Grover C.	371	U.S.S.C.
4971	Vaughan, Oscar B.	371	U/S.S.C.

Chickasaws by Intermarriage.

621	Adams, John Quiney	50033	S.C.D.C.
621	Lancaster, William T.	50033	S.C.D.C.
606	McCoy, Clay	49358	S.C.D.C.
631	Ragland, James W.	51026	S.C.D.C.
596	St. John, Thomas	50353	S.C.D.C.
605	Vaughan, Benjamin F.	373	U.S.S.C.

Choctaw by Blood.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
15027	Adams, Wiley	50033	S.C.D.C.
16048	Autrey, Columbus S.	49722	S.C.D.C.
16040	Beaver, Gertrude	50033	S.C.D.C.
16041	Beaver, Clarence	50033	S.C.D.C.
16042	Beaver, Nellie	50033	S.C.D.C.
16043	Beaver, Myrtle	50033	S.C.D.C.
15917	Beagles, Nellie F.	50033	S.C.D.C.
15911	Crowder, Van	50033	S.C.D.C.
15910	Crowder, Willie	50033	S.C.D.C.
15909	Crowder, Belzool	50033	S.C.D.C.
15908	Crowder, Joe	50033	S.C.D.C.
15907	Crowder, Louisa	50033	S.C.D.C.
15906	Crowder, George W.	50033	S.C.D.C.
16050	Green, Teddy	49724	S.C.D.C.
16049	Green, Lenora	49724	S.C.D.C.
16033	Howard, Thomas J.	50033	S.C.D.C.
16034	Howard, Horace	50033	S.C.D.C.
16035	Howard, Lonnie	50033	S.C.D.C.
16036	Howard, Emery	50033	S.C.D.C.
16037	Howard, Elmer	50033	S.C.D.C.
16038	Howard, Bettie Perney	50033	S.C.D.C.
16039	Howard, Dora Lee	50033	S.C.D.C.
15451	James, (or Richardson), Maggie M.	50033	S.C.D.C.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
15452	James, Ellis E.	50033	S.C.D.C.
15453	James, Analaurie	50033	S.C.D.C.
15454	James, Evalina	50033	S.C.D.C.
15961	James, Agnes	50033	S.C.D.C.
15394	Kirk, Gabriella	50355	S.C.D.C.
15393	Kirk, Sarah	50355	S.C.D.C.
15953	Shelton, Emma	51240	S.C.D.C.
15952	Shelton, Frank	51240	S.C.D.C.
15645	Sumpter, John	50033	S.C.D.C.
15646	Sumpter, Amanda Isabella	50033	S.C.D.C.
14647	Sumpter, Jim Andy	(50033 51240	S.C.D.C.
15648	Sumpter, Scott Taylor	50033 51240	S.C.D.C.
15649	Sumpter, Dixon D.	51240	S.C.D.C.
15912	Wright, Betsy	50033	S.C.D.C.
15913	Wright, Thomas E.	50033	S.C.D.C.
15914	Wright, Mary M.	50033	S.C.D.C.
15915	Wright, Lenard D.	50033	S.C.D.C.

Choctaws by Marriage.

1628	Allen, Andrew J.	50033	S.C.D.C.
1409	Atwood, Chester C.	50353	S.C.D.C.
1473	Beal, Andrew	50947	S.C.D.C.
1408	Bowling, Mary M.	51026 50033	S.C.D.C.

Roll No.	Name.	Suit No.	Court.
1543	Carter, John W.	50534	S.C.D.C.
1464	Cummings, Henry A.	50033	S.C.D.C.
1524	Crowder, Parlee C.	50033	S.C.D.C.
1329	Harris, Calvin Q.	49723	S.C.D.C.
1578	Howard, Carrie	50033	S.C.D.C.
1399	Kirk, J. W.	50354	S.C.D.C.
290	Klugh, August	50033	S.C.D.C.
1027	Perkins, Hattie A.	50353	S.C.D.C.
1491	Reichert, William	51026	S.C.D.C.
1400	Rice, Ambrose L.	374	S.C.D.S.
1423	Shultz (or Shultz) Fannie	51026	S.C.D.C.
1495	Shelton, John	50946	S.C.D.C.
1469	Sumpter, Jacob D.	50033	S.C.D.C.
340	Travis, Robert A.	50948	S.C.D.C.
1403	White, Angelina	51026	S.C.D.C.
662	Woodard, Charles A.	49494	S.C.D.C.

Minor Chockaws.

Act of Congress Approved April 26, 1906.

367	Barnett, Effie	50033	S.C.D.C.
457	Beaver, Hazel Calvin	50033	S.C.D.C.
458	Beaver, Claud D.	50033	S.C.D.C.
459	Herbert, Howard	50033	S.C.D.C.
674	Crowder, Nettie Myrl	50033	S.C.D.C.
685	Green, Lee	49724	S.C.D.C.
253	Wright, Fannie Jane	50033	S.C.D.C.



Cherokees by Blood.

<u>Roll No.</u>	<u>Name.</u>	<u>Suit No.</u>	<u>Court.</u>
31910	Allison, John	49434	S.C.D.C.
31960	Allison, Johnnie E.	49436	S.C.D.C.
31961	Allison, Frankie P.	49437	S.C.D.C.
31956	Allison, Ida B.	249	U.S.S.C.
31957	Allison, George A.	250	U.S.S.C.

A careful investigation of those names concerning which no suits were brought, but which, after being upon an approved roll of citizens or freedmen of any of the Five Civilized Tribes, were stricken therefrom without notice and an opportunity to be heard, has thus far developed a list which undoubtedly falls within the principles expressed by the Supreme Court in the Goldsby decision. All these persons are in the same position as those named in the above list of those who had filed suits prior to that decision: It follows necessarily that, if suits were instituted in these cases, judgment must be allowed as was done in the case of the names on the above list. For this reason I have decided that it would be improper to delay the correction of the rolls as far as these persons are concerned. Such delay would continue the rolls in an incorrect condition according to the opinion of the Supreme Court, would bring hardship and expense upon the citizens and freedmen involved, and would delay completion of the work of the Commission to the Five Civilized Tribes.

The correction of the rolls in these cases does not add names to the rolls, but merely erases from the rolls interlineations and notations which the court says the Secretary of the Interior has not power to place there. For those reasons you are hereby directed to erase the interlineations and notations which purport to strike any of the following names from the rolls of citizens of the respective nations of the Five Civilized Tribes:

PERSONS WHO HAD NOT INSTITUTED SUITS PRIOR TO THE GOLDSBY DECISION BUT WHOSE CASES FALL INDUBITABLY UNDER THE PRINCIPLES OF THAT DECISION.

Chickasaws by Blood.

Roll No.	Name.	Roll No.	Name.
5013	Perry, Joe	5014	Perry, Dillard

Chickasaws by Marriage.

622	Archerd, John W.	629	Shanks, Mary A.
626	Hargis, Sallie J.	514	Ramsey, Gustavus A.

Choctaws by Blood.

16103	Allen, Elizabeth	16110	Crutchfield, Loutitia
16112	Bumgarner, George A.	16106	Crutchfield, Everet
15925	Crowder, John A.	16111	Crutchfield, George W.
15924	Crowder, Pinkie B.	15460	James, Alice E.
15923	Crowder, Katie B.	15972	Jennings, Arthur
15921	Crowder, Eli W.	15973	Jennings, Clyde
15922	Crowder, James	15916	Keifer, Ardella
15908	Crowder, Winnie Gertrude	16003	Long, James S.
15904	Crowder, John F.	16004	Long, Joseph

Roll No.	Name.	Roll No.	Name.
15903	Crowder, William H.	16005	Long, Forbis
15902	Crowder, Rosa	921	Long, Josephine LeFlore
15901	Crowder, Maggie	922	Long, Jake Laflora
15900	Crowder, Abigail	9258	Pebworth, Henry
15899	Crowder, William J.	15928	Randall, Grover
16105	Crutchfield, Ida	16104	Ritter, David
16107	Crutchfield, Imm	15856	Robinson, Mary E.
16108	Crutchfield, Louvinia	15951	Shelton, Daisy
16109	Crutchfield, William	15857	Trice, Mary A.

Choctaws by Marriage.

1486	Beagles, Allen	1414	McClure, Madell
1537	Buckholts, Jeannetta H.	1614	McGahey, Martha J.
1559	Choate, Amanda	1407	McMurtry, Lucy
1412	Crowder, Lydia Ann	1550	Omo, Julia
1523	Crowder, Josephine	1410	Paxton, William D.
985	Foster, Mary A.	1406	Rabon, Robert L.
1421	Freeny, Mattie	1490	Reding, Ella
1489	Gann, William Newton	1478	Rigney, Rosa E.
1518	Gray, John Calvin	1219	Roberts, George W.
1216	Gunter, Benjamin B.	1531	Robinson, Frederick R.
1480	Kelly, William F.	1353	Russell, Mattie M.
1476	Lewis, Vicoy	1127	Smith, Ira L.
1150	Lindsey, Selden T.	1428	Staton, John T.

1405	Herryman, Sarah	668	Sutherland, Henry
1215	Mitchell, Virginia P.	1470	Tucker, William N
	Mitchell, Wattie S.		
1414	Moran, Mary	1468	Vincent, Charlie S.

Minor Choctaw Citizens.

Roll No.	Name	Roll No.	Name.
724	Braudrick, Jennie Louise	791	Kiefer, Burana
4	Crowder, Rufus Clay	669	Long, Francis
790	Kiefer, Odis A.		

Cherokee by Blood.

31958	Allison, Elmer C.	31959	Allison, Jasper P.
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In order that the action of erasures may be uniform for all names and upon all rolls, you will make such erasures in the following manner: The lines drawn through and purporting to cancel the names from the rolls shall be lined out by drawing across them short transverse lines in red ink. The notations purporting to cancel the names from the rolls shall be lined out by drawing through each line of said notations red horizontal lines. In addition to lining out the interlineations and notations you will insert a note at the foot or side of each page containing any of these corrections, said note to be indicated by stars placed before the names involved. The note shall read as follows:

"Words and lines purporting cancellation erased by authority of departmental letter of January 19, 1909 (File 5-51)."

You will notify all persons, whose status on the rolls

has been recognized as above, of the action taken, and that they have all the rights to allotment and payments enjoyed by other citizens, as though no attempt had ever been made to cancel their names from the rolls.

Except for the Allisona named in above lists, I am not ready to give you a list of the Cherokees and Creeks whose status upon the rolls will be corrected under the principles of the Goldsby decision. Direction concerning them will follow within a week.

There are other names which were upon approved rolls and were erased or stricken therefrom by the Secretary of the Interior without notice. Some of these are already the subject of injunction or mandamus actions against the Secretary of the Interior, and in other cases such action has not been instituted. There are reasons which make it doubtful whether those persons fall indubitably under the principles of the Goldsby decision. Careful consideration of the matter will be given at once, and, according to the decision reached in each case, the persons involved will be left to such court action as they deem wise or will have the rolls corrected by departmental action in the manner indicated for the two lists set forth above.

A sample page is inclosed, showing the method of erasure to be followed by all officers in the correction of the rolls.

Very respectfully,

(Signed) James Rudolph Garrison  
Secretary.

Muskogee, Indian Territory, July 2, 1901.

Mr. Thomas V. McReynolds,

Mayhew, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 29th ultimo, enclosing an application for enrollment of Lenard Daleo Wright, the infant son of J. W. and Betsy Wright, born May 22, 1901, and the same being in proper form has been duly filed with the records of the Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Commissioner in Charge.

7-1499

McM

7-1499

Muskogee, Indian Territory, November 30, 1904.

J. W. Wright,

Roswell, Indian Territory.

Dear Sir:

Heretofore it is hereby acknowledged of your letter of the 27th instant, requesting to be advised relative to the status of the application for enrollment of Betsy Wright and her minor children as citizens by blood of the Choctaw Nation.

You are informed that the application for the enrollment of Betsy Wright and her minor children, Thomas E., Mary M., and Leonard Balco Wright as citizens by blood of the Choctaw Nation is now being considered by the Commission and as soon as a decision is reached in the case she will be duly notified of the action taken in the matter.

Respectfully,

Commissioner in Charge.

7-1499

Muskogee, Indian Territory, October 22, 1903.

John Wright,  
c/o S. L. Bonham,  
Crowder, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of October 15, in which you state that it appears from the records of the Choctaw Land Office at Atoka, Indian Territory, that your wife, Betsy Wright, and her three minor children have drawn money in the Cherokee Nation and you state that this is a mistake, as your wife was never in the Cherokee Nation and never made application herself or through any agent for lands or moneys in the Cherokee Nation.

In reply to your letter you are informed that it does not appear from our records that Betsy Wright is an applicant to the Commission for enrollment as a citizen of the Cherokee Nation. It does appear, however, that in 1896 Betsy Wright made application to this Commission for citizenship in the Choctaw Nation for herself and her son, Thomas E. Wright, under the provisions of the Act of Congress of June 10, 1896, and that said application was denied by the Commission.

It appears from our records that the names of Betsy Wright and her minor son, Thomas E. Wright, were placed upon the 1896 census



J. W. 2

roll of the Choctaw Nation, Jackson County.

The Commission has not yet passed upon the question involved in the application for the enrollment of Betsy Wright and her minor children. As soon as a decision is reached in this case they will be notified of such action as may be taken.

Respectfully,

Commissioner in Charge.

7-1463  
7-1501

7-1499  
7-1570

Muskogee, Indian Territory, December 7, 1903.

Commission to the Five Civilized Tribes,  
Cherokee Enrollment Division,  
Tahlequah, Indian Territory.

Gentlemen:

In the matter of the application for the enrollment as citizens by blood of the Choctaw Nation of Zarabelle Going, Betsy Wright and her children, Thomas E., Mary E. and Lenard Daleo Wright, Holden Crowder and his children, William T., Silvey E. and Allie Bama Crowder, and George Crowder, it appears from the records of the Choctaw-Chickasaw Enrollment Division that said applicants are children and grandchildren of Flora Crowder, deceased, who was a recognized and enrolled citizen by blood of the Cherokee Nation. It does not appear from our records whether or not the above named applicants have ever been enrolled by the Cherokee tribal authorities or whether they have ever made application to the Commission for enrollment as citizens of the Cherokee Nation.

You are therefore requested to inform the Choctaw-Chickasaw Enrollment Division as to whether the names of any of the above named applicants appear on the Cherokee tribal roll or whether they have been listed for enrollment as citizens of the Cherokee Nation.

Respectfully,

7-4299

(COPY)

Tahlequah, Indian Territory, December 12, 1903.

Commission to the Five Civilized Tribes,  
Choctaw-Chickasaw Enrollment Division,  
Muskogee, Indian Territory.

Gentlemen:

Receipt is acknowledged of Commission's letter of December 10, Choctaw 1463, 1499, 1501 & 1570, asking if Zarabelle Going, Betsy Wright and her children, Thomas E., Mary M. and Lenard Daleo Wright, Bolden Crowder and his children, William T., Silvey E. and Allie Bama Crowder and George Crowder are applicants for enrollment as citizens of the Cherokee Nation or if their names appear upon any of the tribal rolls of the Cherokee Nation.

In reply I have the honor to state that none of the persons named above are applicants for enrollment as citizens of the Cherokee Nation nor are their names identified upon any of the Cherokee tribal rolls in the possession of this Commission.

Respectfully,

(Signed) Bruce C. Jones,

Chief Clerk,  
Cherokee Land office.

MH

Choctaw 1499  
Choctaw 1501  
Choctaw 1570

Nowata, Indian Territory, May 11, 1904.

Holden Crowder,

Roswell, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of May 4, asking if you and your brother, George F. Crowder and your sister, Bessie Wright, have been approved.

In reply to your letter you are advised that the names of Holden Crowder and his children, William F., Silvey E., and Allie Bama Crowder, and his brother, George Crowder, have been placed upon a schedule of citizens by blood of the Choctaw Nation which has been forwarded to the Secretary of the Interior but the Commission has not yet been notified of Departmental action thereon.

The names of Betsy Wright and her children, Thomas E., Mary M. and Lenard Oaks Wright, have not yet been placed upon the schedules of citizens by blood of the Choctaw Nation prepared for forwarding to the Secretary of the Interior.

Respectfully,

Chairman.

7-1499

Muskogee, Indian Territory, March 29, 1907.

Betsy Wright,

Boswell, Indian Territory.

Dear Madam:

You are hereby advised that in accordance with an opinion of the Attorney General of the United States of February 19, 1907, the Secretary of the Interior on March 4, 1907, directed the cancellation of your enrollment and the enrollment of Thomas E. Wright, Mary M. Wright, ~~Leonard~~ Dalso Wright and Fannie Jane Wright as citizens by blood of the Chectaw Nation.

Your names have accordingly been stricken from the copy of said roll in the possession of this office.

Respectfully,

Acting Commissioner.

GAW.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

I.T. 81770-1907.

October 12, 1907.

File 053.

Subject:  
Restoration to Choctaw  
rolls of Betsey Wright  
et al.

Commissioner to the Five Civilized Tribes,  
Muskogee,  
Indian Territory.

Sir:

There is enclosed copy of Departmental letter of the  
8th instant, addressed to Kappler & Verillat, attorneys  
at law of this city, concerning their application of the 3rd  
instant for the restoration to the Choctaw rolls as citizens  
by blood of Betsey Wright and her minor children.

This copy is sent you that you may be guided in the  
handling of the interests of these people in accordance with  
the decision of the Department.

Very respectfully,

(Signed) C. F. Larrabee,  
Acting Commissioner.

EBH-Y.

U.S.

DEPARTMENT OF THE INTERIOR,

J. R. W.

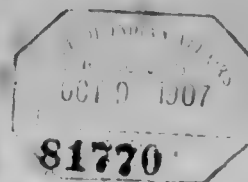
WASHINGTON,

D  
1262

OCT 8 - 1907

Betsey Wright and four children.

Vappler & Merillat,  
Attorneys at Law,  
Bond Building,  
Washington, D.C.



Gentlemen:

I am in receipt of your request of October 3, 1907, for restoration to the Choctaw rolls, as citizens by blood, of Betsey Wright and her minor children, Thomas L., Mary L., Annie Jane, and Leonard Talco, stated by you to have been stricken therefrom without notice.

I infer that the action referred to was taken by my predecessor on or just prior to March 4, 1907, in conforming the Choctaw rolls to the opinion of the Attorney-General, February 19, 1907, in case of William C. Thompson et al.

The question involved is under judicial consideration in cases in charge of the Attorney-General. As now advised, I deem myself without authority to grant your request. After final action of the courts in a case involving similar facts, you can call the matter up for such relief as the record may show the claimants are entitled to in light of such decision. In the meantime, they are

COPY

-2-

entitled to benefit of the order of June 14, 1907, in case of William C. Thompson and others suspending action adverse to their allotments and claims to land.

Very respectfully,

(Signed) J. R. GARFIELD

Secretary.

Through Indian Office.



7-1499

23 - 20

A-15912

13  
14  
15  
R-233

Muskogee, Oklahoma, February 11, 1909.

Mrs. Betsy Wright,

Boswell, Oklahoma.

Madam:

I am instructed by the Department of the Interior that in accordance with the decision of the Supreme Court of the United States in the suit instituted by you for yourself and in behalf of your four children, Thomas E., Mary M., Leonard Balce and Fannie Jane Wright, against the Secretary of the Interior seeking to have erased from the final roll of citizens by blood of the Choctaw Nation any notations indicating an attempt to strike your names from said roll, said notations shall be erased and that you and your said children have all the rights to allotments and payments enjoyed by other citizens as if no attempt had ever been made to cancel your names from this roll.

Said instructions have been carried out by this office, and you are now advised that the status of your name and the names of your said children on the approved roll of citizens by blood of the Choctaw Nation and of your allotment selections in said nation is the same as prior to March 4, 1907, when the Secretary of the Interior directed that your names be stricken from the roll.

Respectfully,

WHA(CM)

Acting Commissioner.

1500

Ida. Bond

Choc

---

7-1500

Muskogee, Indian Territory, December 3, 1904.

Henry Williams,

Care of Thomas E. Coker,

Soper, Indian Territory.

Dear Sir:

On October 24, 1904, there was received at this office the affidavits of Ida Williams and Vinn Colbert relative to the birth of your infant daughter Susan Williams August 25, 1904.

It is stated in the affidavit of the latter that her name is Ida Williams, that she is eighteen years of age, a citizen by blood of the Choctaw Nation, and the lawful wife of Henry Williams, who is a citizen by blood of the Choctaw Nation.

If Ida Williams is a citizen by blood of the Choctaw Nation, you are requested to state her maiden name, the names of her parents, the time and place application was made for her enrollment, together with the names of the other members of her family for whom application was made at the same time.

If you are a citizen by blood you are kindly requested to state your age, the names of your parents, the time and place application was made for your enrollment, returning your reply in the enclosed envelope which requires no postage.

Respectfully,

Env.

Chairman.

7-1800

Muskogee, Indian Territory, January 11, 1905.

Henry Williams,

Soper, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 4, 1905, stating that your wife Ida Williams was enrolled and received an allotment of land under her maiden name of Ida Bond and that her roll number is 4209 and that your roll number is 4726.

In reply to your letter you are advised that this information has enabled the Commission to identify you and Ida Bond, as enrolled citizens by blood of the Choctaw Nation, and in the matter of the affidavits of Ida Williams and Vin Colbert relative to the birth of Susan Williams, daughter of Henry and Ida Williams August 25, 1904, you are informed that under the provisions of the act of Congress approved July 1, 1902, no children born subsequent to September 25, 1902, the date of the ratification of said act, are entitled to enrollment and allotment.

Respectfully,

Chairman.

1501

Bolden Crowder et al

Choc

CHOCTAW.

IN RE

\* Application for Enrollment of  
INFANT CHILD.

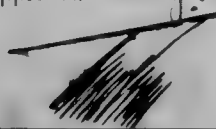
*Wm. T. Crocker*

As a citizen of the

*Choctaw*

Nation.

Approved *May 17* 1899



Commissioner.

RECEIVED  
COMM. OF THE DIST. OF OKLA.

FILED

*May 17 1899*



CHAIRMAN.

CHOCTAW

1501

1501

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Mrs. J. Crowder, born on the 23 day of May, 1878.  
Name of father: Bollan Crowder, a citizen of the Choctaw Nation.  
Name of mother: Emma Crowder, a citizen of the Choctaw Nation.

Post Office: Ind. Co.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Emma Crowder, on oath, state that I am 28 years of age and a  
citizen, by Marriage, of the Choctaw Nation; that I am the  
lawful wife of Bollan Crowder who is a citizen, by Birth, of the  
Choctaw Nation; that a child was born to me on the 23 day  
of May, 1878; that said child has been named Mrs. J. Crowder,  
and is now living.

Subscribed and sworn to before me this 12 day of May, 1879

A. N. Utteridge  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Bollan Crowder, father of Mrs. J. Crowder, on oath, state that I  
attended on Mrs. Emma Crowder, wife of my lawful wife,  
on the 23 day of May, 1878; that there was born to her on said date a child;  
that said child is now living and is named Mrs. J. Crowder.

Subscribed and sworn to before me this 12 day of May, 1879

A. N. Utteridge  
Notary Public.

CHOCTAW.

INDEXED

20

IN RE

Application for Enrollment of  
INFANT CHILD

*William B. Brown*  
as a citizen of

*Choctaw* Nation.

SEP -4 1901

Approved

190

*C. R. Bucknidge*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

SEP 4 1901

*[Signature]*  
ACTING CHAIRMAN

CHOCTAW.

7-1501



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of Emma C. Brown, born on the 4 day of April, 1880.  
(Here insert name of child)  
Name of Father: Samuel Brown, a citizen of the Cherokee Nation.  
Name of Mother: Anna C. Brown, a citizen of the Cherokee Nation.  
Post-office, \_\_\_\_\_

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }  
INDIAN TERRITORY, }  
\_\_\_\_\_ District. }

I, Emma C. Brown, on oath state that I am 28  
years of age and a citizen, by \_\_\_\_\_, of the \_\_\_\_\_ Nation;  
that I am the lawful wife of Samuel Brown, who is a citizen, by  
Samuel Brown, of the Cherokee Nation, that a male or female child was  
born to me on the \_\_\_\_\_ day of \_\_\_\_\_, 1880; that said child has been  
named Emma C. Brown, and is now living.

WITNESSES TO MARK

(Must be Two Witnesses)

Subscribed and sworn to before me this 28 day of Aug., 1906.

Thomas D. McDaniel,  
NOTARY PUBLIC  
My Com. Expires Apr. 27-1906

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }  
INDIAN TERRITORY, }  
\_\_\_\_\_ District. }

I, Anna C. Brown, a midwife, on oath state that I  
attended on Mrs. Emma C. Brown, wife of Samuel Brown,  
on the 4 day of Apr., 1880; that there was born to her on  
said date a male or female child; that said child is now living and is said to have been  
named Emma C. Brown.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 28 day of Aug., 1906.

Thomas D. McDaniel,  
NOTARY PUBLIC  
My Com. Expires Apr. 27-1906

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
**FILED**

SEP 26 1901

 ACTING CHAIRMAN.



Handwritten text, possibly a list or a set of notes, located in the middle section of the page. The text is faint and difficult to decipher, but appears to be organized in a structured manner, possibly as a list or a set of notes.

23

Handwritten text, possibly a list or a set of notes, located in the lower section of the page. The text is faint and difficult to decipher, but appears to be organized in a structured manner, possibly as a list or a set of notes.

CHOCTAW.

20

IN RE

Application for Enrollment of  
INFANT CHILD.

*LeRoy C. Brown*

As a citizen of the

*Choctaw*

Nation.

Approved

*Nov 1*

1899

*[Signature]*  
Commissioner.

RECORDED  
COMM. ON INDIAN AFFAIRS

FILED

*Nov 1 1899*

*[Signature]* CHAIRMAN

1501

1501

## Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Lilley C. Crowder, born on the 11 day of August, 1877.

Name of father: Bollan Crowder, a citizen of the Choctaw Nation.

Name of mother: Emma Crowder, a citizen of the Choctaw Nation.

Post Office: Crowder, S

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }  
INDIAN TERRITORY, }  
Central District. }

I, Emma Crowder, on oath, state that I am 25 years of age and a citizen, by Marriage, of the Choctaw Nation; that I am the lawful wife of Bollan Crowder who is a citizen, by Blood, of the Choctaw Nation; that a girl child was born to me on the 11 day of August, 1877; that said child has been named Lilley C. Crowder and is now living.

Emma Crowder

Subscribed and sworn to before me this 12 day of September, 1877.

H. H. Attaway

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }  
INDIAN TERRITORY, }  
Central District. }

I, Lizzie Allen, a Midwife, on oath, state that I attended on Mrs. Emma Crowder, wife of Bollan Crowder on the 11 day of August, 1877; that there was born to her on said date a girl child; that said child is now living and is said to have been named Lilley C. Crowder.

Lizzie Allen

Subscribed and sworn to before me this 12 day of September, 1877.

H. H. Attaway

Notary Public.

Muskogee, Indian Territory, September 4, 1901

Bowlen Crowder,

Crowder, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Allie Bama Crowder, the infant daughter of Bowlen and Bama Crowder, born April 4th, 1901, and the same being in proper form has been duly filed with the records of this office and the child listed for enrollment as a citizen of the Choctaw Nation.

In the matter of the enrollment of your children, William T., Silvey E. and Allie Bama Crowder, you are requested to furnish the Commission with either the original or certified copy of your marriage license and certificate to their mother, Bama Crowder.

Yours truly,

Commissioner in Charge.

7-1501

Muskogee, Indian Territory, September 26, 1901.

Mr. Rolden Crowder,

Crowder, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the marriage certificate between Roldwin Crowder and Emma Davis, and the same has been duly filed with the records of the Commission.

Yours truly,

7-1501

Acting Chairman.

7-1463      7-1499  
7-1501      7-1570

Muskogee, Indian Territory, December 7, 1903.

Commission to the Five Civilized Tribes,  
Cherokee Enrollment Division,  
Tahlequah, Indian Territory.

Gentlemen:

In the matter of the application for the enrollment as citizens by blood of the Choctaw Nation of Zarabelle Going, Betsy Wright and her children, Thomas E., Mary M. and Lenard Daleo Wright, Bolden Crowder and his children, William T., Silvey E. and Allie Bama Crowder, and George Crowder, it appears from the records of the Choctaw-Chickasaw Enrollment Division that said applicants are children and grandchildren of Flora Crowder, deceased, who was a recognized and enrolled citizen by blood of the Cherokee Nation. It does not appear from our records whether or not the above named applicants have ever been enrolled by the Cherokee tribal authorities or whether they have ever made application to the Commission for enrollment as citizens of the Cherokee Nation.

You are therefore requested to inform the Choctaw-Chickasaw Enrollment Division as to whether the names of any of the above named applicants appear on the Cherokee tribal roll or whether they have been listed for enrollment as citizens of the Cherokee Nation.

Respectfully,



7-1507

(COPY)

Tahlequah, Indian Territory, December 12, 1903.

Commission to the Five Civilized Tribes,  
Chootaw-Chickasaw Enrollment Division,  
Muskogee, Indian Territory.

Gentlemen:

Receipt is acknowledged of Commission's letter of December 10, Chootaw 1463, 1499, 1501 & 1570, asking if Zarabelle Going, Betsey Wright and her children, Thomas E., Mary M. and Lenard Daleo Wright, Bolden Crowder and his children, William T., Silvey E. and Allie Bama Crowder and George Crowder are applicants for enrollment as citizens of the Cherokee Nation or if their names appear upon any of the tribal rolls of the Cherokee Nation.

In reply I have the honor to state that none of the persons named above are applicants for enrollment as citizens of the Cherokee Nation nor are their names identified upon any of the Cherokee tribal rolls in the possession of this Commission.

Respectfully,

(Signed) Bruce C. Jones,

Chief Clerk,  
Cherokee Land Office.

MH

Choctaw 1499  
Choctaw 1501  
Choctaw 1570

Muskogee, Indian Territory, May 11, 1904.

Bolden Crowder,

Boswell, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of May 4, asking if you and your brother, George P. Crowder and your sister, Bettie Wright, have been approved.

In reply to your letter you are advised that the names of Bolden Crowder and his children, William T., Silvey E., and Allie Bama Crowder, and his brother, George Crowder, have been placed upon a schedule of citizens by blood of the Choctaw Nation which has been forwarded to the Secretary of the Interior but the Commission has not yet been notified of Departmental action thereon.

The names of Betsy Wright and her children, Thomas E., Mary M. and Lenard Oaks Wright, have not yet been placed upon the schedules of citizens by blood of the Choctaw Nation prepared for forwarding to the Secretary of the Interior.

Respectfully,

Chairman.

7-1456  
7-1501  
7-1570  
7-5650

Muskogee, Indian Territory, September 18, 1906.

S. E. Barker,

Nowell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of September 9, 1906, asking the status of our application for enrollment as an intermarried citizen of the Choctaw Nation; you also ask if the name of Fora Wallace, daughter of T. M. and Fannie Wallace is on the 1893 leased district payment roll; you further ask the status of the application for the enrollment of Lizzie Allen who was married to Welden Crowder, March 29, 1902; Mary Allen who was married to Green Crowder May 29, 1902 and Lucy McCreary who was married to George Crowder January 8, 1905.

In reply you are advised that it does not appear from the records of this office that applications have been made by or behalf of S. E. Barker, Lucy Crowder and Mary Crowder for enrollment as intermarried citizens of the Choctaw Nation and in this connection your attention is invited to the following provision of the Act of Congress approved April 26, 1906:

"That after the approval of this Act no person shall be enrolled as a citizen or freedman of the Choctaw, Chickasaw, Cherokee, Creek, or Seminole tribes of Indians in the Indian Territory, except as herein otherwise provided, unless application for enrollment was

made prior to December first, nineteen hundred and five, and the records in charge of the Commissioner to the Five Civilized Tribes shall be conclusive evidence as to the fact of such application; and no motion to reopen or reconsider any citizenship case, in any of said tribes, shall be entertained unless filed with the Commissioner to the Five Civilized Tribes within sixty days after the date of the order or decision sought to be reconsidered except as to decisions made prior to the passage of this Act, in which cases such motion shall be made within sixty days after the passage of this Act: Provided, That the Secretary of the Interior may enroll persons whose names appear upon any of the tribal rolls and for whom the records in charge of the Commissioner to the Five Civilized Tribes show application was made prior to December first, nineteen hundred and five, and which was not allowed solely because not made within the time prescribed by law."

Seemingly, the provision of law above quoted is determinate as to their alleged claim to enrollment as citizens of the Choctaw Nation. If, however, they still desire to appear before the Commissioner at his office in Muskogee, Indian Territory, they may do so on any date within a reasonable time, when sufficient testimony will be taken for the purpose of establishing whether any application of any character was made for their enrollment as citizens of the Choctaw Nation, within the time provided by law.

Referring to the right of Lucy L. Crowder who was married to George Crowder January 8, 1905, you are advised that under the act of Congress approved July 1, 1902, no person who married a citizen of the Choctaw or Chickasaw Nation subsequent to September 25, 1902, the date of the ratification of said act, is entitled to enrollment and allotment as an intermarried citizen of either of said

S. E. B. #3

nations.

You are further advised that the name of Dora Wallace is not found on the 1893 leased district payment roll of citizens of the Choctaw Nation in this office and from her age as given at the time application was made for her enrollment it would appear that she was not born until sometime during the year 1893.

Respectfully,

Commissioner.

1502

Lizzie Pritchard et al

choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----C-----

The record in the matter of the application for  
the enrollment as a citizen by intermarriage of the  
Choctaw Nation of

WILLIAM E. PRITCHARD - 7 D 150

-----O-----

215-6

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of William E. Pritchard  
as an intermarried citizen of the Choctaw Nation; being sworn and  
examined by Commissioner McKennon, he testifies as follows:

Q Your name is William E. Pritchard? A Yes sir.

Q What is your age? A Forty-two.

Q You claim to have married Mrs. Lizzie Peeler, a citizen of the  
Choctaw Nation, on the 27th day of January, 1889? A Yes sir.

Q Under license issued the 23rd day of January, 1889, do you?

Q Yes sir.

Q You present here a document, what is this? A That is a  
copy of the license; the Judge gave it to me when we were married.

Q This was a copy made, you say, by Judge E. W. Tins, who per-  
formed the ceremony? A Yes sir.

Q Copy of your marriage license and of the certificate of mar-  
riage? A Yes sir.

Q And that it was given to you at the time you were married?

A Shortly after, yes sir.

Q How long? A I don't know for certain just how many days.

Q Within what particular time? A I will say within a week  
or ten days.

Department of the Interior,

Commission to the Five Civilized Tribes.

I hereby certify upon my official oath as  
stenographer to the above named Commission that this  
transcript is a true and correct translation of  
my stenographic notes.

*W. E. Pritchard*



DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
ATOKA, INDIAN TERRITORY, DECEMBER 7, 1900.

Choctaw D 150.

Choctaw Nation

vs

William E. Pritchard.

Contention of Choctaw Nation.

Mr. Cornish: Nothing to offer in that case. Question of insufficiency of proof as to his marriage license, and I advised Mr. Pritchard by letter that nothing would be offered.

William E. Pritchard, having been first duly sworn by Acting Chairman Tans Bixby, testifies as follows in his own behalf:

examined by C. M. Bagwell.

- Q Your name? A William E. Pritchard  
Q Your age and place of residence? A Forty-three years old.  
Q Where you live? A Doaksville, Indian Territory.  
Q Are you an intermarried citizen of the Choctaw Nation? A Yes sir.  
Q To whom were you married? A Lizzie Peeler  
Q Was she a Choctaw Indian? A Yes sir.  
Q By blood? A Yes sir, by blood.  
Q When were you married to her? A '89.  
Q Whereabouts? A At Doaksville, Indian Territory.  
Q Did you provide a Choctaw license? A Yes sir.  
Q Are you living with your wife, this lady, at present? A Yes sir.  
Q Have continuously resided with her in the Choctaw Nation? A Yes sir  
Q Who married you? A Judge E. W. Tims.  
Q Have you been recognized by the Choctaw authorities since your marriage, as a Choctaw citizen? A Yes sir.  
Q Have you held any position in the Choctaw Nation? A No sir.  
Q Never had any appointments from the Choctaw authorities? A No sir, not more than road overseer.  
Q You have exercised the franchise of voting in Choctaw elections?  
A Yes sir, I have voted.

Witness excused.

E. W. Tims, having been first duly sworn by Acting Chairman Bixby, testifies in behalf of the applicant as follows:

Examined by C. M. Bagwell.

- Q Your name, Judge? A E. W. Tims.  
Q Your age? A Fifty nine.  
Q Where do you reside or live? A Doaksville.  
Q Are you a Choctaw citizen by blood? A Yes sir.  
Q Do you know William E. Pritchard? A Yes sir.  
Q Do you know his wife, Lizzie Pritchard? A Yes sir.  
Q Is she a Choctaw Indian by blood? A Yes sir.  
Q Were you present when he procured his license to marry his wife? A Yes sir.  
Q Who performed the marriage ceremony? A I did.  
Q Did you give him a certificate of that marriage? A I did.  
Q Look at that and say if that is your hand writing and the certificate you granted on the license? A Yes, I wrote that.  
Q I will ask you, Mr. Tims, if you-- you say you were present when he procured his license? A Yes sir.

- Q I will ask you if he took the oath of allegiance to the Choctaw Nation? A Yes sir.
- Q I will ask you if you saw him pay the required amount of money which the Choctaw Nation required him to pay for that license? A Yes sir.
- Q You say you performed the marriage ceremony and signed that certificate of marriage? A Yes sir.

Mr. Bagwell: Now, Your Honor, if it is necessary I want to make oral proof that these licenses were recorded but they fail to show any record on them and to the proof in the record here shows that the records were burned up since that time.

Commission: You would better show that they were recorded.

- Q Do you know whether or not the records of Towson County have been burned since this marriage? A Yes sir, the man who was holding the office of county clerk testified they had here at Goodland last May was a year ago before the Commission?
- Q In what case? A It was in another case.
- Q You say that the records of that county have burned up?
- A That is what the county clerk testified.

William E. Pritchard recalled.

- Mr. Pritchard did you at any time after receiving those licenses-- how did you come in possession of those licenses after your marriage? A I got them from Judge Tims.
- Q Did you at any time after receiving them from Judge Tims present them for record? A Yes sir.
- Q Did he do any writing in any book at the time he had them? A Yes sir.
- Q Did you pay him his fees for recording those licenses? A Yes sir.
- Q Then what became of them? A He give them back to me.
- Q This is the license? A Yes sir.

License offered in evidence and placed on file and made a part of the records in this case.

Anna Bell, having been first duly sworn, on her oath states that as stenographer to the Commission to the Five Civilized Tribes she reported in full the proceedings had in the above entitled cause on the 7th of December, 1900, and that the above and foregoing is a full, true and correct transcript of her stenographic notes of said cause on said date.

*Anna Bell*

Subscribed and sworn to before me this 8th day of December, 1900.

  
Acting Chairman.

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

DEC 7 1900

*[Signature]*  
Acting Chairman

Choctaw Nation TOWSON County

Marriage License

Know all men by these presents that I,  
S.B. Nauman, Clerk of Towson  
County, Choctaw Nation, by virtue of Power  
vested in me do hereby Grant to E. Pritchard  
a Citizen of the United States having  
resided in the Choctaw Nation for the length  
of time required and by Law do hereby  
License him to marry Mrs. Lizzie Pecher  
a native of the Choctaw Nation

Given under my hand this  
23<sup>rd</sup> day of January, A.D. 1887  
S.B. Nauman, Clerk of  
Towson County Choctaw Nation

The Choctaw Nation, County of Towson  
This is to certify <sup>that</sup> Wm. E. Pritchard  
and Mrs. Lizzie Pecher of Towson County  
Choctaw Nation, were with their mutual  
consent joined together unto the holy bonds  
of Matrimony and Lawfully solemnized  
by me, this 24<sup>th</sup> day of Jan. A.D. 1887.  
C. W. Gump  
Judge of  
Towson County  
N. N.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 1st, 1902.

Choctaw D-150  
Intermarried

-----cOo-----

In the matter of the application of William E. Pritchard  
for enrollment as an intermarried citizen of the Choctaw Nation.

William E. Pritchard being first duly sworn testified as  
follows:

Examination by the Commission:

- Q Your name is William E. Pritchard? A Yes sir.  
Q How old are you? A Forty-five.  
Q What is your present office address? A Fort Towson now; it was  
Doaksville when we enrolled.  
Q How long have you been a resident of the Choctaw Nation?  
A Fourteen years; been here in this country for fifteen years and I  
have been married fourteen years.  
Q You have lived in this country for the past fifteen years?  
A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation?  
A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these  
rights? A Lizzie Peter when I married her; her maiden name was  
Willis.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have her rights ever been disputed? A No sir.  
Q When were you married to Lizzie Peter? A In '88.  
Q Where was this marriage ceremony performed? A Towson county.  
Q At that time were both you and your husband bona fide residents of  
the Choctaw Nation? A Yes sir.  
Q Were you married in accordance with the Choctaw tribal law?  
A Yes sir.  
Q Did you obtain a marriage license? A Yes sir.  
Q From whom did you get that license? A From Solomon Nanomantobe,  
clerk.  
Q He was the clerk of what county? A Towson county.  
Q Who performed the marriage ceremony? A Judge Timms.  
Q Were you ever married before your marriage to Lizzie Peter?  
A No sir.  
Q Was she ever married before her marriage to you? A Yes sir.  
Q How many times? A Once.  
Q What was the name of her former husband? A R. E. Peter.  
Q Was he dead at the time of your marriage to her? A Yes sir.  
Q She was a widow? A Yes sir.  
Q Since your marriage to Lizzie Peter in 1888 have you lived togeth-  
er continuously as husband and wife up to the present time?  
A Yes sir.

William B. Pritchard---2

Q There has been no separation, abandonment or divorce?

A None at all.

Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

Q What ever became of your marriage license? A Marriage license? It was burnt up in Towson county at the time all the records was burnt. I had a certificate from the Judge and I turned it over two years ago at Atoka.

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 1st day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 20 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

*264*

*AD*

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.


In the matter of the application for the enrollment of William E. Pritchard as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that William E. Pritchard, on January 27, 1889, was married in accordance with the law, customs and usages of the Choctaw Nation, to Lizzie Peter (nee Willis), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4210 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that William E. Pritchard should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902,, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
Acting Chairman.

  
Commissioner.

  
Commissioner

Muskogee, Indian Territory,

MAY 1 1903

Choctaw D-150.

CCP

Muskogee, Indian Territory, May 1, 1903.

William E. Pritchard,  
Fort Towson, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered May 1, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

PHONE

*Fannie Dixie*  
Chairman.

Registered.

Enc. ALL. 30.



Choctaw D-130.

Muskogee, Indian Territory, May 1, 1903.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered May 1, 1903, granting the application for the enrollment of William F. Pritchard as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

James D. Kirby,  
Chairman.

Registered.

Enc. ALI. 31.

IN RE

Application for Enrollment of

INFANT CHILD

*Lewie G. Pritchard*

as a citizen of

*Choctaw*

Nation.

Approved,

MAY 19 1902

1902

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

MAY 19 1902

ACTING CHAIRMAN.

## DEPARTMENT OF THE INTERIOR.

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Cherokee* Nation,  
 of *Genie G. Bitchard*, born on the *3* day of *April*, 190*2*.  
(Here insert name of child.)  
 Name of Father: *William E. Bitchard*, a citizen of the *Cherokee* Nation.  
 Name of Mother: *Gizzie Bitchard*, a citizen of the *Cherokee* Nation.  
 Post-office, *Lookville, Ind. Ter.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }  
*Central* INDIAN TERRITORY, }  
 District. }

I, *Gizzie Bitchard*, on oath state that I am *36*  
 years of age and a citizen, by *Blood*, of the *Cherokee* Nation;  
 that I am the lawful wife of *William E. Bitchard*, who is a citizen, by  
*Marriage*, of the *Cherokee* Nation, that a *male* child was  
(male or female)  
 born to me on the *3* day of *April*, 190*2*; that said child has been  
 named *Genie G. Bitchard*, and is now living.

WITNESSES TO MARK

(Must be Two  
 Witnesses)

Subscribed and sworn to before me this *14* day of *May*, 190*2*.  
*R. G. Carter*  
 NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }  
*Central* INDIAN TERRITORY, }  
 District. }

I, *Mary Grass*, a *midwife*, on oath state that I  
 attended on Mrs. *Gizzie Bitchard*, wife of *William E. Bitchard*,  
 on the *3* day of *April*, 190*2*; that there was born to her on  
 said date a *male* child; that said child is now living and is said to have been  
(male or female.)  
 named *Genie G. Bitchard*.

WITNESSES TO MARK:

(Must be Two  
 Witnesses)

Subscribed and sworn to before me this *14* day of *May*, 190*2*.  
*R. G. Carter*  
 NOTARY PUBLIC

7-7-110.

[illegible]

1900.

William L. ...

*[Faint handwritten notes at the bottom of the page]*

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10-17, 1968, , 1st session

[illegible]

... ..

1990

Admission: 1000.

7-140.

Muskogee, Indian Territory, September 8, 1900.

William E. Pritchard,

Doakeville, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 3rd instant, in the matter of the protest filed by the Choctaw Nation as to your enrollment as a citizen by intermarriage of the Choctaw Nation. You state in your letter that you can forward at any time the sworn statement of the Judge and Clerk who married you and desire to be informed if it will be necessary for you to appear before the Commission at Atoka.

You are informed that the Commission will receive and accept any documentary evidence that you may desire to submit at any time prior to the final disposition of your application. As to whether it will be necessary for you to appear at Atoka in December or not, is a question that you will have to determine for yourself.

The Commission has required of the attorneys of the Choctaw Nation that they, prior to October 31st, 1900, serve notice on the parties to whose enrollment they have protested, stating in such notice the grounds upon which objection is made to their enrollment. You can determine after the receipt of such notice whether it will be necessary for you to appear in person and offer any additional testimony in support of your application. At the session of the Commission in Atoka next December, written arguments and briefs will also be accepted by the Commission for its consideration in the final disposition of these cases.

Yours truly,

Acting Chairman.

7-D-180

7-1502

Muskogee, Indian Territory, May 19, 1902.

R. L. Carter,

Doaksville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 15th instant enclosing the application for enrollment as a citizen of the Choctaw Nation of Lewis G. Pritchard, infant son of William E. and Lizzie Pritchard, born April 3, 1902, and the same being in proper form has been duly filed with the records of the Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

Received  
Supt. 5 Civ. Tribes  
Jul 6-1915  
Dept. No. 4438

I-Five Tribes  
62549-15  
J D C  
Correction of  
Choctaw Roll.

Jun 26 1915.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a report of June 1, 1915, from the Acting Superintendent for the Five Civilized Tribes as to an error on the final approved roll of citizens of the Choctaw Nation by blood in the matter of designation of the sex of Valley Leeler, whose name appears on said roll opposite No. 4214.

It appears from this report that an error was made in the above mentioned matter and I therefore recommend that the roll be corrected by the substitution of the letter "V" in lieu of the letter "L" in the sex column opposite the name of said Valley Leeler, and that this Office and the Superintendent for the Five Civilized Tribes be authorized to make a similar correction upon the copies of the roll in their possession.

Very respectfully,

(Signed) E. D. Meritt  
Assistant Commissioner.

6-27-9 Jun 29 1915

Approved:

(Signed) E. J. Sweeney  
Assistant Secretary.

1503

Willie E. Gibson et al

Choc



Muskogee, Indian Territory, June 1, 1901.

Albert Rennie,  
Attorney at Law,  
Pauls Valley, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 29th ultimo in which you request that one of the members of the Commission to the Five Civilized Tribes sign and return to you six affidavits relative to the citizenship of Joe Nelson, Ben Loman, Clay Loman, Girtle Moore, Celia Loman and Isaac Gibson as citizens of the Choctaw Nation.

The affidavits enclosed in your letter are returned to you herewith with the information that the Commission cannot issue any affidavits to the enrollment of any persons as citizens of the Choctaw or Chickasaw Nation.

It appears from our records relative to the parties concerning whom you make this inquiry that Clay Loman, 46 years of age, Sillen Loman 43 years of age and their son Wilken Loman 11 years of age and Joe Nelson, the son of Gabriel Nelson and Silled Loman, were listed for enrollment as citizens by blood of the Choctaw Nation May 11, 1899, having been identified by the Commission from the 1896 census roll of the Choctaw Nation.

It does not appear from our records that any person by the name of Ben Loman has been listed for enrollment as a citizen by blood of the Choctaw Nation but the name of Wilken Loman above referred to appears upon the 1896 census roll of the Choctaw Nation.

A R 2

as Ben Leman. The post office address of these persons as given at that time was Hampton, Indian Territory.

As to the Girtle Moore in whose favor you request the affidavit, you are informed that it does not appear that any person by this name has been listed for enrollment by this Commission as a citizen of the Choctaw Nation. A Gertrude Moore, 10 years of age and the daughter of Andrew J. and Laura Moore, of Cartersville, Indian Territory, was on June 13, 1899 listed for enrollment as a citizen by blood of the Choctaw Nation.

As to Isaac Gibson, it appears from our records that the only person by this name who has been listed for enrollment as a citizen of the Choctaw Nation is Isaac Gibson, the son of Willie and Siney Gibson and he was so listed on June 9, 1899. The post office address of the parents of this child was given at that time as Antlers, Indian Territory.

If these are not the persons concerning whom you desire this information it will be necessary that you furnish the Commission with more definite information as to the time and place such application was made, the names of other members of the family making application for enrollment at the same time and any other information that will enable the Commission to identify them as applicants for enrollment as citizens of the Choctaw Nation.

In view of the fact that there has been no completed roll of citizens of the Choctaw Nation and that such roll is now only in process of preparation it would be for the Commission to

A R 3

issue any certificates or make any affidavit as to the enrollment  
of any persons as citizens of the Chectaw Nation.

Yours truly,

Acting Chairman.

Enc d

7-1503

7-2760

7-1594

1504

John T. Brown et al

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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The record herein is in the matter of the application for the  
enrollment as a citizen by intermarriage of the Choctaw Nation of

JOHN T. BROWN,      7 - 1504.

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DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
MUSKATOKEA, June 4, 1900.  
Chee.-1504.

In the Matter of the Application of :  
J. T. Brown et al for enrollment as :  
citizens of the Choctaw Nation. :  
-----+ :

J. T. Brown, being first duly sworn, testified as follows:

By Mr. Bixby:

Q State your name? A J. T. Brown.

Q What is your age? A 33 years.

Q What is your postoffice address? A Crowder.

Q Where do you live? A I live at Crowder, I. T.

Q Are you a Choctaw? A No sir.

Q Do you make application for enrollment as a Choctaw by intermarriage?  
A Yes sir.

Q State the name of your father? A G. W. Brown.

Q Is he living? A Yes sir.

Q Is he a citizen of the United States? A Yes sir.

Q What is the name of your mother? A Mattie Brown.

Q Is she living? A No sir.

Q Was she a citizen of the United States? A Yes sir.

Q How long have you lived in the Indian Territory? A I have been  
here about 12 or 13 years.

Q Have you been outside of the Territory within the last two years?

A I have been to Texas every once in a while.

Q Have you been doing any business in Texas? A No, only trading  
there sometimes.

Q Have you resided outside of the Territory during the last two years?

A No sir.

Q Whenever you have been out, it has been simply a temporary absence?

A Yes sir.

Q Have you ever been enrolled by the Choctaw Tribal authorities?

A Yes sir.

Q You have already been enrolled? A Yes, I have a baby that I want enrolled.

Rolls examined, and the name of J. T. Brown found on the roll of '96.

Q Were you admitted by the tribal authorities of the Choctaw nation?

A Yes sir.

Q Are you married? A Yes sir.

Q Under what law were you married? A Under Choctaw law.

Q Your marriage license and certificate has been filed with the Commission, has it? A Yes sir.

Q Where were you living at the time of your marriage? A Crowder.

Q What was your wife's name before she was married? A She was Frances Crowder

Q Was she on the Choctaw rolls? A Yes sir.

Q What county and district does she belong to? A Jackson Co.

Q On what roll does her name appear? A I don't know.

Rolls examined and the name of Frances Crowder is found on the roll of '96.

Q What is the name of your wife's father? A Jack Crowder.

Q Is he living? A Yes sir.

Q What county does he belong to? A They belonged to Jackson; he is dead now.

Q What is the name of your wife's mother? A Her name was Sibbie Crowder

Q Is she alive? A Yes sir.

Q What county does she belong to? A Jackson county I believe; she's been dead--

Q What proportion of Choctaw blood does your wife claim? A About half I guess---I guess about a quarter.

Q What are the names of your children born to you, under 21 years of age? A Ella May is the only one.

Q Is she living at home? A Yes sir.




Brown-3.

Frances R. Brown being first duly sworn, says that she is the stenographer who reported the foregoing testimony in the above entitled application, and that the foregoing is a true and correct transcript of her shorthand notes.

Frances R. Brown

Subscribed in my presence and sworn to before me this  
5th day of June, A. D., 1900.

6666666666

  
Acting Chairman.



Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 1st, 1902.

Choctaw 1504  
Intermarried

-----eOe-----

In the matter of the application of John T. Brown for enrollment as an intermarried citizen of the Choctaw Nation.

John T. Brown being first duly sworn testified as follows:

Examination by the Commission:

- Q Your name is John T. Brown? A Yes sir.  
Q How old are you? A Thirty-six years old.  
Q What is your post office address? A Crowder.  
Q That is in the Choctaw Nation? A Yes sir.  
Q How long have you been a resident of the Choctaw Nation?  
A About sixteen or seventeen years.  
Q Have you lived here continuously for the past sixteen years?  
A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these rights? A Frances Crowder she was before we was married.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q When were you married to Frances Crowder? A Married the 6th of April, 1899 I reckon it was.  
Q Where was this marriage ceremony performed? A Cole Springs.  
Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you married in accordance with the Choctaw tribal law?  
A Yes sir.  
Q Did you obtain a Choctaw marriage license? A Yes sir.  
Q From whom did you get that license? A From the county clerk of Kiamitia county.  
Q How much did you pay for the license? A \$65 I think; it was \$100 in scrip.  
Q Who performed the marriage ceremony? A Solomon Hotana.  
Q Was he a tribal officer? A Yes sir.  
Q Were you ever married before your marriage to Frances Crowder?  
A No sir.  
Q Was she ever married before her marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Separated about thirty days.  
Q When was that separation? A About a year and a half ago.  
Q Was there any divorce? A No sir.

John T. Brown---2

- Q The separation lasted about a month you say? A Yes sir.  
Q Since that time you have lived together as husband and wife?  
A Yes sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.  
Q Was your wife ever known by any other name except Frances?  
A Some called her Sissie and some Frances. Her right name was Frances but some called her Sissie.

-----

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized tribes he reported the proceedings had in the above entitled cause on the 1st day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 20 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

*Nex*

Marriage License

This is to Certify that I  
have this day joined Mr.  
J. J. Brown to Miss Lizzie Crowder  
in the holy bond of Matrimony  
this the 6<sup>th</sup> day of April  
1899.

S. E. Holman  
Minister

Recorded in Book (8) Eight  
Page 564

This 12<sup>th</sup> day of April 1899  
J. L. Ramsey

County Clerk  
Liamichi County

Marriage Licenses

Choctaw Nation } The people  
County of Kiamichie } of the Choctaw  
Nation to my person legally  
(authorized to solemnize  
marriage) (Greeting) you are  
herby Authorized to join in  
the holy bonds of Matrimony  
and to celebrate the rites and  
ceremonies of marriage Between  
J. B. Brown and Miss Lizzie Crawford  
According to the usual custom  
and laws of the Choctaw Nation  
and you are required to return  
this license to me within  
thirty days from the celebration  
of such marriage with a  
certificate of the same appended  
thereto and signed

Witness. J. D. Susney  
County and probate clerk  
Kiamichie County Choctaw Nation

*en.*

7 - 1504.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---o---

In the matter of the application for the enrollment of  
John T. Brown as a citizen by intermarriage of the Choctaw Nation.

.. . . .

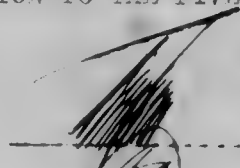
DECISION.

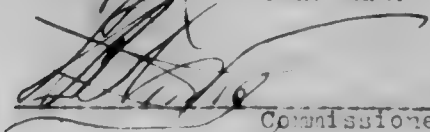
--o:--

It appears from the record herein that John T. Brown, on April 6, 1899, was married in accordance with the laws, customs and usages of the Choctaw Nation to Frances Brown (nee Crowder), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4222 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they lived together continuously in said Nation, with the exception of a thirty day separation in 1901, as husband and wife from the date of said marriage up to and including September 25, 1902.

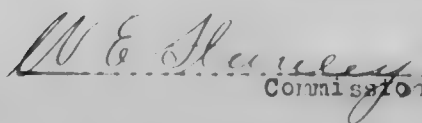
It is, therefore, the opinion of this Commission that John T. Brown should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
Chairman.

  
Commissioner.

  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory,

DEC 9 1903

Chootaw-1504.

COPY.

Muskogee, Indian Territory, December 9, 1903.

John T. Brown,

Crowder, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered December 9, 1903, granting your application for enrollment as a citizen by intermarriage of the Chootaw Nation.

The attorneys for the Chootaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling you as a citizen of the Chootaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Chootaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

RECORDED

*Sam E. Kirby.*

Chairman.

Registered.

Enc. 7-1504.

CHOCTAW. Choctaw-1504.

Muskogee, Indian Territory, December 9, 1903.

Mansfield, Mc Murray & Cornish,  
Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered December 9, 1903, granting the application of John T. Brown for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said John T. Brown as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Registered.

Enc. 7-1504.

Chairman.



*IN RE*

Application for Enrollment of

INFANT CHILD

*Ella May Brown*

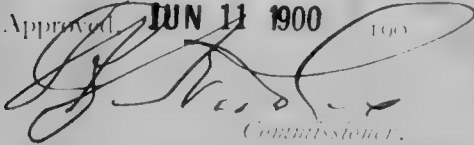
as a citizen of the

**CHOCTAW.**

Nation.

Approved **JUN 11 1900**

1900



Commissioner.

**FILED****JUN 11 1900****COMMISSION TO FIVE TRIBES***Choc. 1504*

## Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
 of *Ella May Brown*, born on the *23* day of *March*, 1900  
 (Here insert name of child.)  
 Name of Father: *J. S. Brown*, a citizen of the *Choctaw* Nation.  
 Name of Mother: *Francis Brown*, a citizen of the *Choctaw* Nation.  
 Postoffice: *Brandon, I. S.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.)

INDIAN TERRITORY.

*Central Judicial* District.)

I, *Francis Brown*, on oath state that I am *19*  
 years of age and a citizen, by *Blood*, of the *Choctaw* Nation;  
 that I am the lawful wife of *J. S. Brown*, who is a citizen, by  
*Marriage*, of the *Choctaw* Nation; that a *female* child was  
 born to me on the *23* day of *March*, 1900, that said child has been  
 named *Ella May Brown*, and is now living.

WITNESSES TO MARK

*Mrs. Frances Brown*(Must be Two  
Witnesses.)Subscribed and sworn to before me this *6th* day of *June*, 1900*H. W. Altaway*

NOTARY PUBLIC.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA.)

INDIAN TERRITORY.

*Central Judicial* District.)

I, *Julia Crowder*, a *Midwife*, on oath state that I  
 attended on Mrs. *Francis Brown*, wife of *J. S. Brown*,  
 on the *23* day of *March*, 1900, that there was born to her on  
 said date a *female* child; that said child is now living and is said to have been  
 named *Ella May Brown*.

WITNESSES TO MARK

*Julia Crowder*(Must be Two  
Witnesses.)Subscribed and sworn to before me this *6th* day of *June*, 1900*H. W. Altaway*

NOTARY PUBLIC.

Colbert, Indian Territory, June 12, 1900.

Mr. J. T. Brown,

Crowder, Indian Territory,

Dear Sir:

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Ella May Brown, the infant daughter of J. T. and Francis Brown, born March 23rd, 1900. The same, being in proper form, has been accepted and filed with the records of the Commission, and the child has been listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

1505

John Bench

Choc

EWBLL

1505

John Bench

Choc

EMPTY

1506

William Russell et al

Choc

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
ANTLERS, I.T. Dec. 4, 1902.

7-1506

In the matter of the application of William Russell for enrollment as an inter married citizen of the Choctaw Nation.

William Russell being duly sworn testified as follows:

Examination by the Commission:

- Q What is your name? A William Russell.  
Q How old are you? A Thirty three.  
Q What is your post office address? A Hugo.  
Q How long have you been a resident of the Choctaw Nation? A About 19 years.  
Q Have you lived here continuously for the past 19 years? A Yes sir.  
Q Have you ever made your home anywhere else during that time? A No sir.  
Q Do you claim inter-married rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these rights? A Emma Ussery.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have her rights as such ever been disputed? A No sir not as I know of.  
Q When were you married to Emma Ussery? A 15th March 1889.  
Q Where was this marriage ceremony performed? A Two miles East of Old Goodland, Kiamitia County.  
Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.  
Q Did you obtain a tribal license? A Yes sir.  
Q How much did you pay for it? A \$100.00  
Q Who performed the marriage ceremony? A Daniel Miller.  
Q He was a minister of the Gospel? A Yes sir.  
Q Were you ever married prior to your marriage to Emma Ussery? A No sir.  
Q Was she married before her marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

Henry G. Hains being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported the

proceedings had in the above entitled cause on December 4, 1902, and that this is a full, true and correct transcript of his stenographic notes in same.

Henry S. Hains

Subscribed and sworn to before me this 31 day of December 1902.

Charles McSweeney

Notary Public.

31



7 - 1506.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
William Russell as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that William Russell, on March 15, 1889, was married in accordance with the laws, customs and usages of the Choctaw Nation to Emma Russell (nee Usrey or Uray), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4225 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902, (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation and that they lived together continuously in said Nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that William Russell should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898, (30 Stat., 495) and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
Chairman.

  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory.

JUN 10 1904

\_\_\_\_\_  
Commissioner.

Kiannichi County. C. H.  
This day comes before  
me a petition as the  
Law directs from  
William Russell U.  
United States Citizen  
praying praying for a  
License to Mary  
Miss Rinkie as a  
Citizen of the Cherokee Nation  
Now therefore being  
Satisfied that he has  
Complied with the  
requirement of Law I do  
Grant the same for express  
purposes set forth in his  
petition given under my  
hand and Seal of Office  
this the 13. the Day of February  
A.D. 1889

J. L. Bacon.  
Co. & Pro Clerk  
Kiannichi Co. C. H.  
Good Land Kiannichi County  
C. H.

March 16<sup>th</sup>.

This is to certify that I have  
united in matrimony  
According to law  
Mr William Russell  
to Miss Pinky usdy  
on this day March 16<sup>th</sup> 1889  
Daniel Miller Sec at De aban

Recorded this  
Oct. 9<sup>th</sup> A. D. 1890  
G. W. Scott

County and Probate Clerk  
Kiowa County  
Choctaw Nation

This is to certify  
that this is a true and  
Correct copy of the  
Original filed in my  
Office and Recorded  
L. B. Bury  
County and Probate Clerk  
Kiowa County  
Choctaw Nation

HUGO, I. T.

190

Commission to the Five civilized tribes.

Moscow Indian Territory.  
Gentlemen:

Herewith enclosed please find affidavit by me, stating or setting forth that, that my full name is Emma Bell Pinkie Usrey, which was my maiden name, a Daughter of James Usrey and Malinda — Usrey my mother was said Indian by blood, a Daughter of William Bonnett. You will find my name on roll this Emma B. or Emma P. Emma Bell Pinkie Russell wife of William Russell. For children of Emma B. and William Russell. Etta P. Russell, Etta Russell. Etta is our daughter. All told 17 Sept. 1903.

Emma Bell Pinkie Russell.

Subscribed and sworn to before  
me a Notary Public in and for  
Central Dist. No. 95 this the 17th day of Oct  
1903

W. S. Surphant  
Notary Public

U. S. DEPT. OF AGRICULTURE

OFFICE OF THE SECRETARY  
WASHINGTON, D. C.  
JUL 23 1903

Nugo IT

10/17-1903

In the Matter of the Enrollment of  
Emma Russell: Nee Uray

James Uray being duly Sworn Deposits  
and Says: That He (James Uray) is the Father  
of Emma Pinky Russell the wife of William  
Russell and that her full Name is  
Emma Bell Pinky Russell Nee Uray and that  
they were legally married according to the  
Choctaw Laws and have lived  
together as Man and Wife ever since their  
Marriage

James Uray  
Subscribed and Sworn to before Me a  
Notary Public in and for Central Dist  
99 this the 17 Day of Oct 1903

W. J. Burbaugh  
Notary Public

IN THE MATTER OF THE ENROLLMENT OF EMMA RUSSEL, NEE 'USSERY'.

William Russel, being duly sworn deposes and says that in the matter of the application for enrollment of Emma Russel, nee Ussery, that said affiant's present wife's name is Emma Pinkey Russell, and is the identical <sup>Emma</sup> ~~Pinkey~~ Russel referred to in said application for enrollment, and that the marriage license issued to William Russell and Miss Pinkey Ussery identified said Emma and his present wife, <sup>Emma</sup> ~~Emma~~ Pinkey Russell, nee Ussery. Affiant further states that Emma Pinkey Russel and affiant are still living together as man and wife and have continued to reside in the Choctaw Nation since their marriage in accordance with the laws of the Choctaw Nation. Affiant further states that his present wife is the identical person referred to in their marriage certificate as Miss Pinkey Ussery.

*William Russell*

Subscribed and sworn to before me this 14th day of October 1903.

*Notary*

Notary Public.

My commission expires March 3, 1907.

IN RE

Application for Enrollment of  
INFANT CHILD.

*John Doe*

As a citizen of the

*Indian*

Nation.

Approved

*May 9*

1899

*[Signature]*

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

*May 11 1899*

*[Signature]*

CHAIRMAN

C

1556



# Department of the Interior

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of Emma Russell, born on the 24th day of January, 1896.  
Name of father: William Russell, a citizen of the Cherokee Nation.  
Name of mother: Emma Russell, a citizen of the Cherokee Nation.  
Post Office: Needham

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

I, Emma Russell, on oath, state that I am 24 years of age and a  
citizen, by marriage of the Cherokee Nation; that I am the  
lawful wife of William Russell, who is a citizen, by marriage of the  
Cherokee Nation; that a male child was born to me on the 24th day  
of January, 1896; that said child has been named Emma Russell  
and is now living.

Subscribed and sworn to before me this

9th day of March, 1896.

W. S. McKeen  
Commissioner Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

I, Dr. J. J. Foster, on oath, state that I  
attended on Mrs. Emma Russell, wife of William Russell  
on the 24th day of January, 1896; that there was born to her on said date a male child;  
that said child is now living and is said to have been named Emma Russell.

Subscribed and sworn to before me this

12th day of May, 1896.

W. S. McKeen  
Commissioner Notary Public.

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

*John Harrison*

as a citizen of the

*Choctaw*

Nation.

Nov 2, 1901

Approved,

190

*[Signature]*

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

NOV 2 1901

*[Signature]*

1

CHOCTAW.

1506

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Ethier Russell, born on the 16 day of Dec, 1881  
(Here insert name of child)  
Name of Father: W M Russell, a citizen of the Choctaw Nation.  
Name of Mother: Anna Russell, a citizen of the Choctaw Nation.  
Post-office, 1000 Road I T

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Centrae District.

I, Anna Russell, on oath state that I am 31  
years of age and a citizen, by Marriage, of the Choctaw Nation;  
that I am the lawful wife of W M Russell, who is a citizen, by  
Marriage, of the Choctaw Nation; that a Female child was  
born to me on the 16 day of Dec, 1881; that said child has been  
named Ethier Russell, and is now living.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

John & Kelly

Subscribed and sworn to before me this 22 day of Dec, 1901.

W. M. Russell

NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Centrae District.

I, Sierra de Johnston, a Midwife, on oath state that I  
attended on Mrs. Anna Russell, wife of W M Russell,  
on the 16 day of Dec, 1881; that there was born to her on  
said date a Female child; that said child is now living and is said to have been  
named Ethier Russell, Sierra de Johnston

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

Walter Brown  
John Kelly

Subscribed and sworn to before me this 16 day of Dec, 1901.

W. M. Russell

NOTARY PUBLIC.

Muskogee, Indian Territory, November 27, 1901.

W. M. Russell,

Goodland, Indian Territory.

Dear Sir.

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Ether Russell, the infant daughter of W. M. and ~~Euna~~ B. Russell, born October 16, 1901, and the same being in proper form her been duly filed with the records of this office and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

7-1506

7-1506.

Muskogee, Indian Territory, October 7, 1903.

William Russell,

Hugo, Indian Territory.

Dear Sir:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation. it appears from your testimony taken before the Commission at Antlers, Indian Territory, December 4, 1902, that you claim intermarried rights in the Choctaw Nation by virtue of your marriage to Emma Russell, nee Ussery. There is on file with the records in your case, a marriage license issued to William Russell and Miss Pinkie Uray, also a certificate of the marriage of William Russell to Miss Pinkey Uray.

You are requested to forward to the Commission, a sworn statement specifying whether or not you and your present wife, Emma, are the identical persons referred to in said marriage certificate as William Russell and Miss Pinkey Uray.

This matter should receive your immediate attention, as before further consideration can be given to your application for enrollment as a citizen by intermarriage of the Choctaw Nation, this discrepancy in name must be explained.

Respectfully,

Chairman.

7-1506

Muskogee, Indian Territory, October 23, 1903.

William Russell,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 13th inst., enclosing your affidavit and those of James Uray and your wife Emma Bell Pinkie Russell relative to her full given name; and the same have been duly filed with the records of the Commission in the matter of your application for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Commissioner in Charge.

Choctaw 1506

Muskogee, Indian Territory, March 26, 1904.

William Russell,

Hugo, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of March 13, asking the status of your enrollment as an intermarried citizen of the Choctaw Nation, and in reply you are advised that the Commission has not yet passed upon your application for enrollment as an intermarried citizen of the Choctaw nation. As soon as a decision is reached in this case you will be notified of the action taken therein.

Respectfully,

Commissioner in Charge.

Choctaw 1506.

Muskogee, Indian Territory, June 10, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered June 10, 1904, granting the application of William Russell for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.

Chairman.

Incl. 7- 1506.

See Choctaw 5603 for registry receipt for this letter.



Choctaw 1506.

Muskogee, Indian Territory, June 10, 1904.

William Russell,

Hugo, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered June 10 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.

Chairman.

Incl. 7- 1506.

1507

Willie Spring et al

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for enrollment as  
a citizen by intermarriage of the Choctaw Nation of-

HATTIE SPRING, 7-1507.

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Hattie Spring as an intermarried citizen of the Choctaw Nation. Mrs. Siney Miller, without being sworn, is examined by Commissioner McKennon, and testifies as follows:

(Captain Peter Haytubby, Interpreter.)

Q Your name is Siney Miller? A Yes sir, sixty-eight years old, and is a full-blood Choctaw citizen. I know Willie Spring.

Q Do you know Hattie Spring? A Yes sir, she knows her.

Q Were you present when Hattie and Willie were married?

A Yes, her husband married them; she was present and saw them married.

Q How long ago was that? A She says she don't know.

Q Are they living together now? A Yes sir.

-----  
Willie Spring, being sworn and examined by Commissioner McKennon, testifies as follows:

Q Your name is Willie Spring? A Yes sir.

Q How old? A Thirty-five.

Q You claim to have been married to Hattie, your wife, you are a citizen by blood are you? A Yes sir.

Q When were you married to her? A 1884, 24th day of March.

Q Have you your marriage certificate now? A No sir, I lost my marriage certificate.

Q You don't know where it is now? A No sir.

Q You had one did you? A Yes sir, I got one from Uncle Daniel

(Hattie Spring, -Willie Spring, wit, "2)

Miller.

Q Daniel Miller was the minister who married you? A Yes sir.

Who was the husband of Aunt Siney Miller? A Yes sir.

Department of the Interior,

Commissioner of the General Land Office.

I hereby certify that the foregoing is a true and correct copy of the original as the same appears in the files of the Department of the Interior.

*W. D. Green*

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, Indian Territory, December 3rd, 1902.

Choctaw 1507.  
Intermarried.

In the matter of the application of Lattie Spring for enrollment as an intermarried citizen of the Choctaw Nation.

Lattie Spring, having been first duly sworn, upon her oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Lattie Spring.  
Q How old are you? A Thirty five.  
Q What is your post office address? A Hugo, Indian Territory.  
Q How long have you been a resident of the Choctaw Nation? A Nineteen years.  
Q Have you lived here continuously for the past nineteen years?  
A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim these rights? A Willie Spring.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have his rights to enrollment ever been questioned? A No sir.  
Q When were you married to Willie Spring? A In 1884.  
Q Where was the marriage ceremony performed? A W. C. Self's in Kiamitia county.  
Q At that time were both you and your husband bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you married in accordance with the Choctaw tribal law?  
A Yes sir.  
Q Who performed the marriage ceremony? A Daniel Miller.  
Q Was he a minister of the gospel? A Yes sir.  
Q Were you married under a license? A No, sir, there was not any law for Choctaws to get license then.  
Q Who was present at that marriage? A Doc Oakes and his wife; George Oakes and his wife, Bud Irvin---  
Q Did you ever have a certificate of marriage? A Yes, sir, but we got it destroyed?  
Q Were you ever married before your marriage to Willie Spring? A No sir.  
Q Was he ever married before his marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as bona fide residents of the Choctaw Nation? A Yes sir.

E. M. Everidge, called as a witness, having been first duly sworn, upon his oath testifies as follows:

Examination by the Commission:

- Q What is your name? A E. M. Everidge.  
Q How old are you? A Fifty one years old.  
Q What is your post office address? A Grant, Indian Territory.  
Q You are a citizen by blood of the Choctaw Nation? A Yes sir.  
Q Are you acquainted with a Choctaw Indian by name of Willie Spring?  
A Yes sir.

Hattie Spring--- 2.

- Q How long have you known him? A Thirty years I reckon.  
Q Are you acquainted with his wife? A Yes sir.  
Q What was her name? A Her maiden name was Sel; I believe.  
Q Do you know her given name? A Hattie, I believe.  
Q Do you know anything regarding the marriage of these parties  
A I was there when they were married.  
Q Where was the marriage ceremony performed? A In Kiamitia County  
at Mr Sel's house near old Goodland.  
Q When was that? A It was in 1884 I believe, I wouldn't be positive.  
Q Who performed the marriage ceremony? A Daniel Miller, a minister  
of the gospel.  
Q You were presented and witnessed that marriage? A Yes sir, I  
was present when they married.  
Q Have you known these parties since that marriage? A Yes sir.  
Q Seen them frequently? A Yes sir.  
Q They have lived together as husband and wife up to the present  
time? A To the best of my knowledge, yes sir; I have never heard  
anything to the contrary.

---000---

Harry C Risteen, being first duly sworn, upon his oath states:  
That as stenographer to the Commission to the Five Civilized Tribes  
he reported in full all proceedings had in the above entitled cause  
on the 3rd day of December, 1902, and that the above and foregoing  
is a full, true and correct transcript of his stenographic notes of  
said proceedings on said date.

*Harry C Risteen*

Subscribed and sworn to before me this <sup>22</sup> day of January 1903.

*Charles H. Sawyer*

Notary Public.

*West*

LGD

7-1507

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.


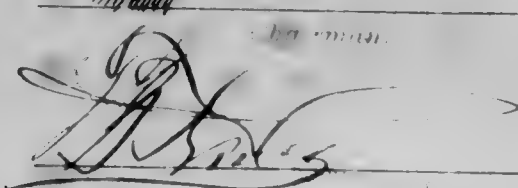
-----  
In the matter of the application for the enrollment of  
Hattie Spring as a citizen by intermarriage of the Choctaw Nation.


- D E C I S I O N -

It appears from the record herein that Hattie Spring, on March 24, 1884, was lawfully married to Willie Spring, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4229 upon the lists prepared by this Commission, under the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Hattie Spring should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

CO M I S S I O N E R TO THE FIVE CIVILIZED TRIBES,

  
\_\_\_\_\_  
  
\_\_\_\_\_

  
\_\_\_\_\_  
C. L. Rice  
Secretary

Muskogee, Indian Territory,

APR 29 1903



Choctaw-1507

COPY

Muskogee, Indian Territory, April 29, 1903.

Hattie Spring,

Hugo, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully, CHIEF

*Tamm Dickey*  
Chairman.

Registered.

Eno. HGH 6.

Choctaw-1507

COPY.

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,  
Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Hattie Spring for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,  
(SIGNED)

*James Dinkie*  
Chairman.

Registered.

Enc. HGH 6a.

IN RE

Application for Enrollment of

INFANT CHILD

Hazel Edna Spruill

as a citizen of

Choctaw

Nation

Approved,

DEC 5 1902

190

Commissioner

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

DEC 5 1902

ACTING CHAIRMAN.

Choctaw #1567

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
of *Hazel Edna Spring*, born on the *18* day of *Sept*, 1902.  
(Here insert name of child)  
Name of Father: *Willie Spring*, a citizen of the *Choctaw* Nation.  
Name of Mother: *Hattie Spring*, a citizen of the *Choctaw* Nation.  
Post-office, *Lugo 99.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

*Central* District.

I, *Hattie Spring*, on oath state that I am *33*  
years of age and a citizen, by *Marriage*, of the *Choctaw* Nation;  
that I am the lawful wife of *Willie Spring*, who is a citizen, by  
*Blood*, of the *Choctaw* Nation, that a *Female* child was  
born to me on the *18* day of *Sept*, 1902, that said child has been  
named *Hazel Edna Spring*, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)

Subscribed and sworn to before me this *12* day of *Dec*, 1902.

*W O Surbaugh*  
NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

*Central* District.

I, *J B Green*, an *M. D.*, on oath state that I  
attended on Mrs. *Hattie Spring*, wife of *Willie Spring*,  
on the *18* day of *Sept*, 1902; that there was born to her on  
said date a *Female* child; that said child is now living and is said to have been  
named *Hazel Edna Spring*.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Subscribed and sworn to before me this *12* day of *Dec*, 1902.

*W O Surbaugh*  
NOTARY PUBLIC

## IN RE

Application for Enrollment of  
INFANT CHILD

Hazel Edna Spring  
as a citizen of

Choctaw

Nation

Approved Dec 5 1902 190

Tams Bixby  
*Commissioner.*

Department of the Interior,  
Commission to the Five Civilized  
Tribes.

FILED  
Dec 5 1902.

Tams Bixby,  
Acting Chairman.

Choctaw #1507

427

STATE  
OF  
MISSISSIPPI  
THAT

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the State of Mississippi, this 17th day of February, 1913.

1st: Affidavit in re application for  
enrollment as a citizen of the Choctaw  
Nation, of Hazel Edna Spring, Choctaw. Roll  
No. 4832.

Choctaw:

Feb. 17, 1913.

RHB

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chootaw Nation,  
of Hazel Edna Spring, born on the 18 day of Sep, 1903  
(Here insert name of child.)  
Name of Father: Willie Spring a citizen of the Chootaw Nation.  
Name of Mother: Hattie Spring a citizen of the Chootaw Nation.  
Postoffice Hugo, I.T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Central DISTRICT.

I, Hattie Spring, on oath state that I am 33  
years of age and a citizen by Marriage, of the Chootaw Nation;  
that I am the lawful wife of Willie Spring, who is a citizen, by  
Blood, of the Chootaw Nation; that a Female child was  
(Male or Female.)  
born to me on 18 day of Sep., 1903; that said child has been named  
Hazel Edna Spring, and is now living.

WITNESSES TO MARK:

(Must be Two  
Witnesses.) {

Subscribed and sworn to before me this 1st day of Dec., 1903.

(SEAL)

W. O. Surbaugh

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Central DISTRICT.

I, G. B. Green, a M. D., on oath state that I  
attended on Mrs. Hattie Spring, wife of Willie Spring  
on the 18 day of Sep., 1903; that there was born to her on said date a Female  
(Male or Female.)  
child; that said child is now living and is said to have been named Hazel Edna Spring.

WITNESSES TO MARK:

(Must be Two  
Witnesses.) {

Subscribed and sworn to before me this 1st day of Dec., 1903.

(SEAL)

W. O. Surbaugh

Notary Public.

7-10

IN RE

Application for Enrollment of

INFANT CHILD.

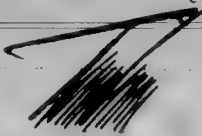
*Carrie W. Strong*  
As a citizen of the  
*Choctaw*

Nation.

Approved

*May 9*

1899.



Commissioner.

RECEIVED BY THE  
COMMISSIONER TO THE BUREAU OF INDIAN AFFAIRS

FILED

*May 9 1899*



CHAIRMAN.

CHOCTAW.

1507



Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Chocklaw* Nation,  
of *Carrie Heller Spring* born on the *16* day of *April*, 1899.  
Name of father: *Willie Spring*, a citizen of the *Chocklaw* Nation.  
Name of mother: *Harriett Spring*, a citizen of the *Chocklaw* Nation.  
Post Office: *Goodland*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
*Central* District.

I, *Harriett Spring*, on oath, state that I am *31* years of age and a  
citizen, by *intimmarage*, of the *Chocklaw* Nation; that I am the  
lawful wife of *Willie Spring* who is a citizen, by *Blood*, of the  
*Chocklaw* Nation; that a child was born to me on the *16* day  
of *April*, 1899; that said child has been named *Carrie Heller Spring*  
and is now living.

Subscribed and sworn to before me this

*Harriett Spring*

*8* day of *May*

, 1899.

*J. J. Perry*  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
*Central* District.

I, *Carrie Self*, a *Midwife*, on oath, state that I  
attended on Mrs. *Harriett Spring* wife of *Willie Spring*  
on the *16* day of *April*, 1899; that there was born to her on said date a *female* child;  
that said child is now living and is said to have been named *Carrie Heller Spring*

Subscribed and sworn to before me this

*8* day of *May*

, 1899.

*J. J. Perry*  
Notary Public.

CHURCH V.

IN RE

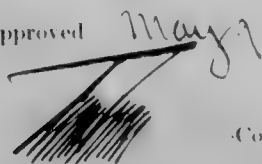
Application for Enrollment of

INFANT CHILD.

William L. Henry  
a citizen of the  
(Poland)

Nation.

Approved

May 7  


1899

Commissioner.

COMM.

F. H.

May 7, 1899

U. S. Census

1567

# Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

Application for Enrollment, as a citizen of the chocktan Nation,  
 of Willie Spring, born on the 3 day of March, 1899.  
 Name of father: Miller Spring, a citizen of the chocktan Nation.  
 Name of mother: Lucinda Spring, a citizen of the chocktan Nation.  
 Post Office: Goodman

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Choctaw District.

I, Lucinda Spring, on oath, state that I am 31 years of age and a  
 citizen, by Willie Spring, of the chocktan Nation; that I am the  
 lawful wife of Willie Spring who is a citizen, by Blood, of the  
chocktan Nation; that a child was born to me on the 3 day  
 of March, 1899; that said child has been named Willie Spring  
 and is now living.

Willie Spring

Subscribed and sworn to before me this 8 day of May, 1899.

Notary Public

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Choctaw District.

I, Carril Self, a Midwife, on oath, state that I  
 attended on Mrs. Willie Spring, wife of Willie Spring  
 on the 3 day of March, 1899; that there was born to her on said date a Male child;  
 that said child is now living and is said to have been named Willie Spring.

Carril Self

Subscribed and sworn to before me this 8 day of May, 1899.

Notary Public

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Baziel Spring, born on the 4 day of Nov, 1900  
(Here insert name of child)  
Name of Father: Willie Spring, a citizen of the Choctaw Nation.  
Name of Mother: Hattie L Spring, a citizen of the Choctaw Nation.  
Post-office, Goodland Ia

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }  
INDIAN TERRITORY, }  
Central District. }

I, Hattie L Spring, on oath state that I am 33  
years of age and a citizen, by Marriage, of the Choctaw Nation;  
that I am the lawful wife of Willie Spring, who is a citizen, by  
Marriage, of the Choctaw Nation, that a male child was  
(male or female)  
born to me on the 4 day of Nov, 1900, that said child has been  
named Baziel Spring, and is now living.

WITNESSES TO MARK

(Must be Two Witnesses)

Hattie L SpringSubscribed and sworn to before me this 22 day of Nov, 1900.H. O. Burbank NOTARY PUBLIC.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }  
INDIAN TERRITORY, }  
Central District. }

I, Caroline Self, a Midwife, on oath state that I  
attended on Mrs. Hattie L Spring, wife of Willie Spring,  
on the 4 day of Nov, 1900, that there was born to her on  
said date a Male child; that said child is now living and is said to have been  
(male or female)  
named Baziel Spring.

WITNESSES TO MARK:

(Must be Two Witnesses)

Caroline M SelfSubscribed and sworn to before me this 22 day of March, 1900.H. O. Burbank NOTARY PUBLIC.

Muskegee, Indian Territory, March 28, 1901.

Willie Spring,

Goodland, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Daniel Spring, the infant son of Willie and Hattie L. Spring, born November 4th, 1900, and the same being in proper form has been duly filed with the records of this Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

7-1507

7-1507.

Muskogee, Indian Territory, September 30, 1902.

W.O. Surbaugh,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 23d inst., enclosing the application for enrollment as a citizen of the Cherokee Nation of Hazel Anna Spring, infant daughter of Willie and Anna Spring, born September 18, 1902; and the same is returned to you herewith.

It is stated in your letter that the mother of the child was unable to appear before you for the purpose of subscribing to her affidavit as to the birth of the child, and it appears that her name was signed to such affidavit by her husband, Willie Spring.

You are advised that it will be necessary that a new application be made for the enrollment of this child, and the mother of the child, if living, must sign her own name to her affidavit relative to the birth of her child.

W O S 2

For the purpose of assisting you in the matter, a new blank for the enrollment of an infant child is enclosed you herewith.

Respectfully,

Acting Chairman.

Enc B I 195.

7-1507.

Muskogee, Indian Territory, December 5, 1902.

Willie Spring.

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Hazel Edna Spring, infant daughter of Willie and Hattie Spring, born September 18, 1902; and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.



1508 . Thomas Purtle

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
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Record in the matter of the application for the  
enrollment as an intermarried citizen of the Choctaw Nation of:

THOMAS PURTLE.

7-1508.  
-----

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Tuskahoma, Indian Territory, December 11, 1902.

Choctaw 1508.  
Intermarried.

In the matter of the application of Thomas Purtle for enrollment as an intermarried citizen of the Choctaw Nation.

Thomas Purtle, having been first duly sworn, upon his oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Thomas Purtle.  
Q How old are you? A Thirty seven.  
Q What is your post office address? A Spencerville, Indian Territory.  
Q Is that in the Choctaw Nation? A Yes sir.  
Q How long have you been a resident of the Choctaw Nation? A I have been in the Choctaw Nation about twenty years.  
Q Have you lived here continuously for the past twenty years? A Yes sir.  
Q Never made your home anywhere else during that time? A I lived in the Chickasaw Nation two years.  
Q When was that? A I lived there twelve years ago.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these rights? A Janie Byington.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.  
Q Have her rights ever been disputed? A No sir.  
Q When were you married to Janie Byington? A I was married in 1896 I believe or 1895, I forget which.  
Q Where was the marriage ceremony performed? A In Kiamitia county old Judge Everidge married me.  
Q Did you procure a marriage license? A Yes sir.  
Q From whom did you get that license? A Wilson Jones, Clerk of Kiamitia county.  
Q How much did you pay for that license? A One hundred dollars.  
Q Who performed the marriage ceremony? A Judge Everidge.  
Q Were you ever married before your marriage to Janie Byington? A Yes sir once.  
Q What was the name of your former wife? A Mary Clemmona.  
Q She was a white woman? A Yes sir.  
Q Was she dead at the time of your marriage to your Indian wife? A Yes sir.  
Q Was Janie Byington ever married before her marriage to you? A No sir.  
Q After your marriage how long did you live together as husband and wife? A About a year.  
Q What happened at the end of that time? A She died.  
Q Did you live with her continuously as her husband up to the time of her death? A Yes sir.  
Q Since her death have you remarried? A Yes sir, married again.  
Q What is the name of your present wife? A Her name was Lucinda Crowder.  
Q Is she a white woman? A No sir, she is a Choctaw.  
Q When were you married to her? A About three or four years afterwards.  
Q Where were you married to Lucinda Crowder? A At old Goodland.  
Q How long did you live with her? A About two months.  
Q Did you separate at the end of that time? A Yes sir.

Thomas Purtle----2.

Q Were you divorced? A Not that I ever knowed of. I have never been notified.

Q Are you at present an actual and bona fide resident of the Choctaw Nation? A Yes sir.

---oOo---

Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 11th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry C Risteen*

Subscribed and sworn to before me this <sup>22</sup> day of January 1903.

*Charles Mc Sawyer*

Notary Public.

*Wax*

as a det. of the Q. of the  
County of ... interest  
of the ... this  
... with  
...  
...  
... to it.

Kiamichi County, Tex.

On this day comes a petition before me by one Thomas Purtle a United States Citizen praying for a license to marry one Miss Jane Byington, a citizen of the above said County and Nation. And I, W.S. Jones, deputy Clerk of the County Court of said County; after carefully examining said petition, deem the same in full compliance with the law which provides for the same.

Therefore I do hereby grant and issue to said Mr. Thomas Purtle a license for the express purpose mentioned above.

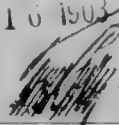
Given under my hand and seal of office this 15th day of April A.D. 1892  
W.S. Jones, Deputy Clerk

This is to certify that I have this day united in the Holy bonds of Matrimony Mr. Thomas Purtle and Miss Jane Byington according to Law  
this 16th of April 1892

J.H. Condit  
Supt Judge's Office  
C.H.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
**FILED**

OCT 16 1903



CHAIRMAN

Commission to the five  
civilized tribes

Confidentiality  
rehearsal

Certificate of  
acknowledgment

Commission to the  
civilized tribes



Spokane, Id. U.S.

Oct 12 1903

This is to certify that  
We the undersigned Citizens of the  
Chocklone Nation

personally known the said  
Janie Byington Wife of Thomas Byington  
And we certify that we never have  
her to go by any name except

Janie Byington

Whereunto we set our  
hand this Oct. 12. A.D. 1903

We further certify that the said (Marissa Byington)  
Janie Byington has a ~~Marissa Byington~~  
Nelson Byington

Given under my hand and seal  
Oct 12. 1903.

C. J. Rains

Notary Public for Central District  
Indian Territory

1  
Affidavit of  
Edw. W. Thistle  
Thomas Purtle

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
FILED

 J. Chapman

Affidavit of Thomas Purtle.

I, Thomas Purtle, on oath state that I was seperated from Lucinda Crowder some time during the month of June 1897. I cannot say from my own personal knowledge that she has since been married but I am reasonably certain that she has. I have heard from very reliable sources that she married Wilmon Nannamatubby and afterwards they seperated and she again married Abner Woods and that they are now living near Atoka.

Witness my hand and seal this 6th day of Sept. A.D. 1904.

Thomas Purtle

Indian Territory,

Central District. I hereby certify that I have read the foregoing affidavit to Thomas Purtle and after reading the same to him he stated to me that the statements therein are true and correct and after so stating he signed the same in my presence and swore to the contents.


Witness my hand and official seal this 6th day of Sept. A.D. 1904.

*My Commission Expires  
Dec. 14-1906.*

Chas. G. Shull  
Notary Public.

*Affidavit of*  
*Edw. J. H. H. H.*  
*Thomas Purtle*

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
**FILED**



Affidavit of Edward W. Tims.

I, Edward W. Tims, on oath state that I am 63 years old and that my post office address is at Grant, Indian Territory. I further state on oath that I know Jane Byington who was the daughter of James Byington and Mary Byington whose maiden name was Mary Homer. I knew the said Jane Byington to have had one sister whose name was Francis.

In 1885 Jane Byington was living in Towson County, Indian Territory and in 1893 she was living in Kiametia County, Ind. Ter.

I do not remember for certain whether her mother or father were living as late as 1885. If her mother and father were living they were

living in Towson County.

Witness my hand and seal this 6th day Sept. A.D. 1904.

Edward W. Tims

Indian Territory,

Central District.

Be it known that on this 6th day of Sept. A.D. 1904, personally appeared before me Edward W. Tims, to me well known as the person whose name appears upon the above affidavit and who after being by me duly sworn stated to me that he had heard read the statements therein contained and that he had subscribed his name thereto and that the statements therein are true and correct to his personal knowledge.

Chas. G. Shull  
Notary Public.

*My Commission Expires Dec. 14-1906*

*Affidavit of*

*Edward W. Sims*

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
**FILED**

Seal



966  
166

7-1507.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER OF THE CIVIL SERVICE.

It is the matter of the application for the enrollment of Thomas Durtile as an intermarried citizen of the Choctaw Nation.

REPORT OF THE COMMISSIONER.

It appears from the record in this case that, on April 16, 1903, the applicant, Thomas Durtile, was married, in accordance with the laws, customs, and usages of the Choctaw Nation, to Jane Durtile (nee Indust), a recorded and enrolled citizen of the Choctaw Nation, whose name appears upon the 1885 Choctaw census roll, under family number 241, and also, upon the 1903 Choctaw census roll, under family number 224; that at the time of his marriage with Jane Durtile he was a resident in the Choctaw Nation; that they lived together continuously as husband and wife, in this nation, until the death of the said Jane Durtile about one year later.

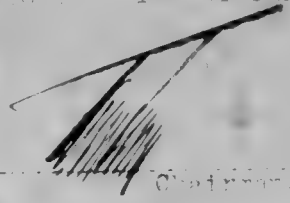
It further appears from the record herein that the applicant, Thomas Durtile, was married to Indust Crowder, a recorded and enrolled citizen of the Choctaw Nation, whose name appears upon the 1885 Choctaw census roll, under family number 317, and also, upon the 1903 Choctaw census roll, under family number 241; that he was married to Indust Crowder on or about the 15th day of April, 1903; that he lived with her as husband and wife continuously as such until her death; that the applicant herein was a resident in the Choctaw Nation at the time of his marriage with Jane Durtile and at the time of his marriage with Indust Crowder.

It appears from the record in this case that the applicant, Thomas Durtile, is identified upon the 1903 Choctaw census roll, under family number 14237, as a recorded and enrolled citizen of the Choctaw Nation.


It is, therefore, the opinion of the Commission that Thomas Durtile should be enrolled as a citizen of the Choctaw Nation, in accordance with the provisions of the

Acts of Congress approved June 25, 1906 (34 Stat., 495) and  
July 1, 1902 (32 Stat., 641), and it is so ordered.

DO NOTION TO THE CIVILIZATION OF THE

  
Chairman.

  
Commissioner.

  
Commissioner.

Supreme, Indian Territory,  
JAN 9 - 1905



Chester 1508.

BY

Washington, Indian Territory, January 9, 1905.

Thomas Purdie,

Wagon, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, made on January 9, 1905, regarding your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision and have been allowed fifteen days from the date of its filing with them in which to file a protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed on the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

CRONEDN

*Tamm Dixby*

Chairman.

Registered.  
Encl. 7-1508.

Choctaw 1803.

30071

Muskogee, Indian Territory, January 9, 1905.

Glenn & Glenn,

Attorneys at Law,

Muskogee, Indian Territory.

Gentlemen:

You are hereby notified that the Commission to the Five Civilized Tribes on January 9, 1905, rendered its decision granting the application of Thomas Partle for enrollment as a citizen by the Choctaw Nation of the United States.

The Commission on the Choctaw and Chickasaw Nations have determined that the application of said Partle have been allowed fifty days from the date of said decision to file a protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

W. C. H. H.

Chairman.

Registered.

Choctaw 1508.

Copy.

Muskogee, Indian Territory, January 9, 1905.

Mansfield, McHenry & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of this Commission rendered January 9, 1905, granting the application of Thomas Partle for enrollment as a citizen by inter-marriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

W. H. H. H.

W. H. H. H.

Chairman.

Registered.  
Encl. 7-1508.

See Choctaw 2910 for registry receipt for this letter.

7-1508.

Muskogee, Indian Territory, October 5, 1903.

Thomas Purtle,

Spencerville, Indian Territory.

Dear Sir:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it appears from your testimony taken at Tishomingo, Indian Territory, December 11, 1902, that the Choctaw woman through whom you claim your right to enrollment as a citizen by intermarriage of the Choctaw Nation was Janie Byington, you also say that she was a recognized and enrolled citizen of the Choctaw Nation.

Did said Janie Byington ever go by the name of Joanna, Annie, Jimcey, or any other name than Janie, if so, what? Any information which you may have that will enable the Commission to identify the said Janie Byington, should be forwarded to the Commission at your earliest convenience.

Respectfully,

Chairman.

7-1508

Muskogee, Indian Territory, October 8, 1903.

Thomas Purtel,  
Spencerville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of September 20, 1903, requesting information relative to your enrollment as an intermarried citizen of the Choctaw Nation.

In reply to your letter of the 20th inst., you are advised that your application for enrollment as an intermarried citizen of the Choctaw Nation has not, up to this time, been passed upon by the Commission. When a decision is rendered you will be furnished with a copy thereof.

It appears that on October 5, 1903, you were requested to state if the Choctaw woman, through whom you claim right to enrollment as a citizen by intermarriage of the Choctaw Nation, was ever known by the name of Joanna, Anna, Annie, Jimcey or any other name than Janie, but up to this time the information requested has not been received at this office and you should forward the same without delay.

Respectfully,

Chairman.

7-1508

Muskogee, Indian Territory, October 16, 1903.

Thomas Purtel,  
Spencerville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 12th inst., enclosing the sworn statement of Narsisia and Robert S. Frazier relative to the given name of your wife, Janie Byington; and the same has been duly filed with the records of the Commission in the matter of your application for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Commissioner in Charge.

Choctaw 1508

Muskogee, Indian Territory, August 19, 1904.

Henry H. Glenn,

Attorneys at Law,

Hugo, Indian Territory,

Gentlemen:

Receipt is hereby acknowledged of your letter of August 15, asking if Tom Purtle, an intermarried citizen has been approved so that he can select his allotment.

In reply to your letter you are advised that the Commission is now considering the application of Tom Purtle for enrollment as an intermarried citizen of the Choctaw Nation, and as soon as a decision is reached in this case he will be notified of the action taken therein. Pending his enrollment by the Commission and the approval thereof by the Secretary of the Interior no selection of allotment can be made in his behalf.

Respectfully,

7-1-08  
7-0-000

Muskogee, Indian Territory, Sept. 14, 1904

J. J. Terry,

Muskogee, Indian Territory.

Dear Sir:-

Referring to your letter of August 29, 1904 requesting information relative to the status of the applications for enrollment of Thomas Purdie and Ada Toaban, you are advised that no decision has yet been reached in the matter of the application for enrollment of said persons as inter married citizens of the Choctaw Nation. It is probable, however, that decisions in said cases will be reached in the near future and the parties promptly notified of the action taken in the matter by the Commission.

Respectfully,

Chairman.



7-1508

Muskogee, Indian Territory, October 15, 1904.

Thomas Punter,

Mingo, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of the 11th instant, requesting to be advised whether or not you have been approved.

You are advised that the Commission has not yet passed upon your application for enrollment as an intermarried citizen of the Choctaw Nation. As soon as a decision is reached in your case, you will be duly notified of the action taken therein.

Respectfully,

Commissioner in Charge.

7-1508

Muskogee, Indian Territory, November 9, 1904.

Thomas Purdie,

Mingo, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of November 4, 1904, asking if you have been approved.

In reply to your letter you are informed that the Commission is now considering your application for enrollment as an inter-married citizen of the Choctaw Nation and as soon as a decision is reached in this case you will be notified of the action taken.

Respectfully,

Chairman.

7-1508

Muskogee, Indian Territory, December 9, 1904.

J. F. Larecy,

Mingo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 6, 1904, asking if an additional proof is necessary in the case of Thomas Purcell for enrollment as an intermarried Choctaw.

In reply to your letter you are informed that the Commission is now considering the application of Thomas Purcell as an intermarried citizen of the Choctaw Nation, and as soon as a decision is reached in this case you will be duly notified of the action taken therein.

Respectfully,

Chairman.

Choctaw-1508

Wichita, Indian Territory, January 22, 1904.

Thomas Purtel,

Spencer, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 14, 1904, in which you ask the status of your enrollment.

In reply to your letter you are informed that the Commission has not yet passed upon your application for enrollment as an intermarried citizen of the Choctaw Nation.

As soon as a decision is reached in this case, you will be notified of the action taken therein.

Respectfully,

Commissioner in Charge.

Chectaw 1508.

Aushooco, Indian Territory, June 18, 1904.

Thomas Purtel,

Spencerville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 4, in which you ask the status of your application for enrollment as an intermarried citizen of the Chectaw Nation.

In reply to your letter, you are informed that the commission has not yet passed upon your application for enrollment as an intermarried citizen of the Chectaw Nation. As soon as a decision is reached in this case you will be notified of the action taken therein.

Respectfully,

Chairman.

7-1508

Muskogee, Indian Territory, September 12, 1904.

Thomas Purdie,

Hugo, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of the 6th inst., enclosing the certificate of J. P. Gibbons of your marriage to Lucindy Crowder; the affidavit of W. W. Sims relative to the name of your former wife and her residence in 1885 and 1893 together with your sworn statement relative to your marriage to and separation from Lucindy Crowder, and the same have been duly filed with the records of the Commission in the matter of your application for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Chairman.

Muskogee, Indian Territory August 6, 1904.

Thomas Purtle,

Spencerville, Indian Territory.

Dear Sir:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation it appears from your testimony, given before the Commission at Tuskahoma, Indian Territory on December 11, 1902, that you claim your rights as such citizen by reason of your marriage in 1893 with one Jane Byington, whom you allege to be a recognized and enrolled citizen by blood of the Choctaw Nation.

To enable the Commission to identify said Jane Byington as a citizen by blood of the Choctaw Nation, upon the tribal rolls of said nation, you are requested to immediately furnish the Commission with a sworn statement setting forth the names of other members of her family and the county in which they resided in 1885 and 1893.

It further appears that after the death of said Jane Byington you were married to Lucinda Crowder, whom you allege to be a recognized and enrolled citizen by blood of the Choctaw Nation, but there is no evidence on file with the Commission showing that you were married to said Lucinda Crowder. It would be advisable for you to furnish the Com-

T P 2.

mission with evidence of your marriage to said Lucinda Crowder, which evidence may consist either of the original marriage license and certificate, between you and her, or a certified copy thereof or, in case you are unable to obtain that, the affidavits of two eye witnesses to the marriage.

You should also embody in your sworn statement, above mentioned, information as to whether or not said Lucinda Crowder was married after her separation from you and if so to whom.

Please give this matter your prompt attention.

Respectfully,

Commissioner in Charge.



Department of the Interior.  
Commission to the Five Civilized Tribes.  
Tuskahoma, Indian Territory, December 11, 1902.

Choctaw 1508.  
Intermarried.

In the matter of the application of Thomas Purtle for enrollment as an intermarried citizen of the Choctaw Nation.

Thomas Purtle, having been first duly sworn, upon his oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Thomas Purtle.  
Q How old are you? A Thirty seven.  
Q What is your post office address? A Spencerville, Indian Territory.  
Q Is that in the Choctaw Nation? A Yes sir.  
Q How long have you been a resident of the Choctaw Nation? A I have been in the Choctaw Nation about twenty years.  
Q Have you lived here continuously for the past twenty years? A Yes sir.  
Q Never made your home anywhere else during that time? A I lived in the Chickasaw Nation two years.  
Q When was that? A I lived there twelve years ago.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these rights? A Janie Byington.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.  
Q Have her rights ever been disputed? A No sir.  
Q When were you married to Janie Byington? A I was married in 1896 I believe or 1895, I forget which.  
Q Where was the marriage ceremony performed? A In Kiamitia county old Judge Everidge married me.  
Q Did you procure a marriage license? A Yes sir.  
Q From whom did you get that license? A Wilson Jones, Clerk of Kiamitia county.  
Q How much did you pay for that license? A One hundred dollars.  
Q Who performed the marriage ceremony? A Judge Everidge.  
Q Were you ever married before your marriage to Janie Byington? A Yes sir once.  
Q What was the name of your former wife? A Mary Clemmons.  
Q She was a white woman? A Yes sir.  
Q Was she dead at the time of your marriage to your Indian wife? A Yes sir.  
Q Was Janie Byington ever married before her marriage to you? A No sir.  
Q After your marriage how long did you live together as husband and wife? A About a year.  
Q What happened at the end of that time? A She died.  
Q Did you live with her continuously as her husband up to the time of her death? A Yes sir.  
Q Since her death have you remarried? A Yes sir, married again.  
Q What is the name of your present wife? A Her name was Lucinda Crowder.  
Q Is she a white woman? A No sir, she is a Choctaw.  
Q When were you married to her? A About three or four years afterwards.  
Q Where were you married to Lucinda Crowder? A At old Goodland.  
Q How long did you live with her? A About two months.  
Q Did you separate at the end of that time? A Yes sir.

Thomas Purtle----2.

Q Were you divorced? A Not that I ever knowed of. I have never been notified.

Q Are you at present an actual and bona fide resident of the Choctaw Nation? A Yes sir.

---000---

Harry C Riaten, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 11th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry C Riaten*

Subscribed and sworn to before me this <sup>22</sup> day of January 1903.

*Charles H. Sawyer*

Notary Public.

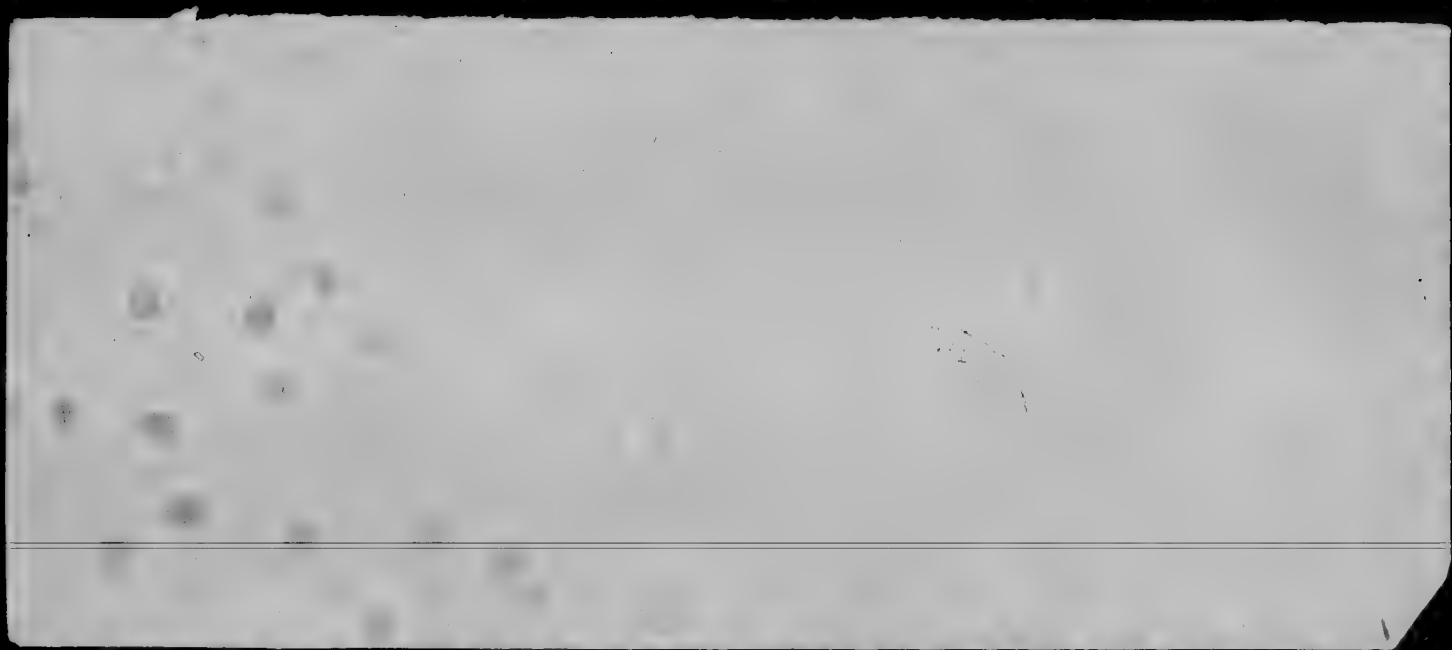
*Wex*

Department of the Interior

Office of the Secretary

MUSKOGEE, IND. TERR.





COMMISSIONERS:  
TAMM BIXBY,  
THOMAS B. NEEDLES,  
C. E. BRECKINRIDGE.  
WM. O. BRALL,  
Secretary.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

REFER IN REPLY TO THE FOLLOWING:

Choctaw 1508.

ADDRESS ONLY THE  
COMMISSION TO THE FIVE CIVILIZED TRIBES

Muskogee, Indian Territory, January 9, 1905.

Thomas Purtle ,

Hugo, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered January 9, 1905, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.  
Encl. 7-1508.

1509

Ada Odella

et al

Choc

7-1509

INDEXED ✓

20

IN RE

Application for Enrollment of

INFANT CHILD

*Gertie Odell*

as a citizen of

*Choctaw*

Nation.

Approved

MAY 3 1902

190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

MAY 3 1902

*[Signature]*  
ACTING CHAIRMAN

1509

# DEPARTMENT OF THE INTERIOR, COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Choctaw* Nation,  
of *Gertie Odell*, born on the *19* day of *July*, 190*2*  
(the first name of child)  
Name of Father: *H. S. Odell*, a citizen of the *United States* Nation.  
Name of Mother: *Ada Odell*, a citizen of the *Choctaw* Nation.

Post-Office:

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
*Southern* District.

I, *Ada Odell*, on oath state that I am *30*  
years of age and a citizen, by *blood*, of the *Choctaw* Nation;  
that I am the lawful wife of *H. S. Odell*, who is a citizen, by  
of the *Choctaw* Nation; that a *Female* child was  
(male or female)  
born to me on *19th* day of *July*, 190*2* that said child has been  
named *Gertie Odell*, and is now living.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Subscribed and sworn to before me this

*3*

day of

*Nov*  
*G. F. Deek*  
NOTARY PUBLIC190*2*

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
*Southern* District.

I, *Dr. W. A. J. Welch*, a *physician*, on oath state that I  
attended on Mrs. *Ada Odell*, wife of *H. S. Odell*  
on the *19th* day of *July*, 190*2* that there was born to her on  
said date a *Female* child; that said child is now living and is said to have been  
(male or female)  
named *Gertie Odell*.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

Subscribed and sworn to before me this

*3*

day of

*Nov*  
*G. F. Deek*  
NOTARY PUBLIC190*2*



IN RE

Application for Enrollment of  
INFANT CHILD.

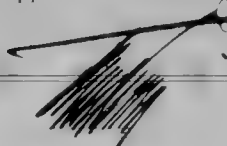
Willie B. Ball.

As a citizen of the

Cherokee

Nation.

Approved May 9 1899




Commissioner.

COMM

FILED

May 9 1899



CHAIRMAN

CHIEF

1509

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of Anna Odell, born on the 15th day of June, 1897.  
Name of father: Henry Odell, a citizen of the Cherokee Nation.  
Name of mother: Ada Odell, a citizen of the U.S. Nation.  
Post Office: St. Louis, Mo.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Cherokee District.

I, Ada Odell, on oath, state that I am 24 years of age and a  
citizen, by good of the Cherokee Nation; that I am the  
lawful wife of Henry Odell who is a citizen, by good of the  
United States Nation; that a male child was born to me on the 5th day  
of June, 1897; that said child has been named Willie Odell  
and is now living.

Subscribed and sworn to before me this 15th day of May, A.D. 1897.

A. S. McKenman  
Commissioner Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Cherokee District.

I, Sarah Brazier, on oath, state that I  
attended on Mrs. Ada Odell, wife of Henry Odell  
on the 15th day of June, 1897; that there was born to her on said date a male child;  
that said child is now living and is said to have been named Willie Odell.

Subscribed and sworn to before me this 9th day of May, A.D. 1897.

A. S. McKenman  
Commissioner Notary Public.



I.D.      W.

As an other document to      the matter will receive further consideration.

Yours truly,

Acting Chairman.

*Handwritten signature*

Muskogee, Indian Territory, March 7, 1901.

W. W. Hedges,

Sylvan Seminary,

Linn, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 4th instant, in which you desire to be informed if Pearl Odell, the daughter of H. S. and Ada Odell is enrolled as a Choctaw.

Replying to your letter, you are informed that the records of the Commission show that on May 9th, 1899, Pearl Odelle, 8 years of age, the daughter of Henry and Ada Odelle, was listed for enrollment as a citizen by blood of the Choctaw Nation.

Yours truly,

Acting Chairman.

7-1509

Chootaw 362  
Chootaw 1509  
Chootaw 3093

Muskogee, Indian Territory, February 10, 1903.

Sim Colbert,

Mead, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of February 2, asking if Deller Thomas, Ada Odell and John S. Gilmore are enrolled as citizens of the Chootaw or Chickasaw Nation. You also wish to know if a court citizen can prevent you from filing on land in his possession.

In reply to your letter you are advised that it appears from our records that Della Thomas, wife of Andrew Jackson Thomas, Ada Odelle, wife of Henry Odelle, have been enrolled by this Commission as citizens by blood of the Chootaw Nation and on December 12, 1902, their enrollment was approved by the Secretary of the Interior.

You are further advised that it does not appear from our records that John S. Gilmore has been listed for enrollment as a citizen or freedman of the Chootaw or Chickasaw Nation.

You are informed that lands upon which so-called court claimants have improvements, not in excess of lawful allotments, will not be allotted to any citizen until the rights of the said court claimants are finally determined.

Respectfully,

Acting Chairman.

Chectaw 1809.

Muskogee, Indian Territory, March 14, 1903.

W. M. Lucas,

Attorney at Law,

Tishomingo, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of March 7,

asking if Ada, Pearl, Willie and Bertie Odell are on the roll as Chectaw or Chickasaw Indians, and in reply to your letter you are advised that it appears from our records that Ada Odelle and her children, Pearl, Willie and Bertie Odelle, have been listed for enrollment as citizens by blood of the Chectaw Nation.

Respectfully,

Chairman.

7-1509

Madame, Indian Territory, July 31, 1903.

Ada Odell,

Silo, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of the 28th instant requesting to be advised whether or not the enrollment of your infant daughter, Girtie Odell, has been approved.

You are advised that it appears from our records that Girtie Odelle, infant daughter of Henry and Ada Odelle, has been duly enrolled as a citizen by blood of the Choctaw Nation, and her enrollment approved by the Secretary of the Interior May 20, 1903.

Respectfully,

Commissioner in Charge.



1510

Isabella

Huland

et al

Choc

EMPTY

Choc

1511

George W. Oakes et al

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, Ind. Terr., December 8, 1902.

Original  
Intermarried Choctaw  
Memorandum Case.  
Act July 1, 1902.

In the matter of the original application of Elsie Cakes  
for enrollment as an intermarried citizen of the Choctaw Nation.

Elsie Cakes, having been first duly sworn, upon her oath  
testifies as follows:

Examination by the Commission:

- Q What is your name? A Elsie Cakes.  
Q What is your age? A Sixteen.  
Q What is your first citizen ancestry? A Choctaw, Indian Territory?  
Q How long have you been a resident of the Choctaw Nation? A Ten  
years.  
Q Have you lived here continuously for the past ten years? A Yes  
sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes  
sir.  
Q What is the name of your Choctaw husband through whom you claim  
these rights? A David E. Cakes.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.

The applicant's husband, David E. Cakes, appears upon the  
records of the Commission on Choctaw Roll card, Field No.  
1811, having been listed for enrollment as a citizen of  
the Choctaw Nation, upon the identification of his name  
upon the 1898 Choctaw Census Roll, Kiamitia County, No.  
9939.

- Q When were you married to David E. Cakes? A September 14.  
Q This year? A Yes sir.  
Q That was the first marriage between you and David E. Cakes?  
A Yes sir.

The Commission is without authority at the present time to  
receive your application for enrollment as an intermarried  
citizen of the Choctaw Nation, it appearing that you were  
married to your Choctaw husband after the passage of the  
act of Congress of July 1, 1902, commonly known as the  
Choctaw-Chickasaw Agreement.

- - -oOo----

Harry C Risteen being first duly sworn upon his oath states:  
That as stenographer to the Commission to the Five Civilized Tribes  
he reported in full all proceedings had in the above entitled cause,  
on the 5th day of December, 1902, and that the above and foregoing

Elsie Oakes-----2

is a full, true and correct transcript of his stenographic notes of  
said proceedings on said date.

*Harry Christen*

Subscribed and sworn to before me this <sup>20</sup> day of December, 1902.

*J. C. Humphrey*

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

.....

In the matter of the application of Elsie Oakes for enrollment as a citizen by intermarriage of the Choctaw Nation.

.....

From the record in this matter it appears that Elsie Oakes appeared in person before the Commission, at Antlers, Indian Territory, on December 5, 1902, and made application for enrollment as a citizen by intermarriage of the Choctaw Nation.

From her testimony given at that time, it appears that she is 16 years of age, and has resided in the Choctaw Nation for ten years last past; that she claims the right to enrollment as a citizen by intermarriage of the Choctaw Nation by reason of her marriage, September 14, 1902, to David F. Oakes, a recognized and enrolled citizen by blood of the Choctaw Nation.

By Section 34 of the Act of Congress approved July 1, 1902, (32 Stat., 641), it is provided that -

" During the ninety days first following the date of the final ratification of this agreement, the Commission to the Five Civilized Tribes may receive applications for the enrollment only of persons whose names are on the tribal rolls, but who have not heretofore been enrolled by said Commission, commonly known as 'delinquents', and such intermarried white persons as may have married recognized citizens of the Choctaw and Chickasaw Nations in accordance with the tribal laws, customs and usages, on or before the date of the passage of this Act by Congress" - &c.

It clearly appearing from the applicant's own testimony that said Elsie Oakes was not married to her Choctaw husband "on or before the date of the passage of this Act by Congress", it is the opinion of this Commission that it has no power or authority to receive or consider her said application, and that it should, therefore, decline to receive the same, and

IT IS SO ORDERED.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

\_\_\_\_\_  
Chairman,

\_\_\_\_\_  
Commissioner.

*C. R. Bucklin*  
\_\_\_\_\_  
Commissioner.

Muskogee, Indian Territory,

\_\_\_\_\_, 1904.

00000

Choctaw-M-9

Muskogee, Indian Territory, October 14, 1904.

Elsie Oakes,

Mingo, Indian Territory.

Dear Madam:

There is enclosed you herewith copy of the order of the Commission of October 11, 1904, refusing to receive or consider your application of December 5, 1902, for enrollment as an inter-married citizen of the Choctaw Nation.

You are further advised that the memorandum of proceedings had in this matter, together with the order of the Commission, has this day been transmitted to the Secretary of the Interior.

Respectfully,

SIGNED

Chairman.

Encl. 7-M-9.

Choctaw-M-9

COPY.

Muskogee, Indian Territory, October 14, 1904.

Mansfield, McMurray & Cornish,  
Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

There is transmitted herewith copy of the order of the Commission of October 11, 1904, refusing to receive or consider the application of Elsie Oakes for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

John D. O'Neal

Chairman.

Encl. 7-M-9

COPY.

Muskegon, Indian Territory, October 14, 1904.

The Honorable,

Secretary of the Interior,

Sir:

I have the honor to transmit herewith memorandum in the matter of the application of Elsie Oakes for enrollment as an intermarried citizen of the Choctaw Nation, together with the order of the Commission of October 11, 1904, refusing to receive or consider said application.

Respectfully,

Chairman.

Encl. 7-11-04.

Through the  
Commissioner of Indian Affairs.



DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS.

Land.

74103-1904.

WASHINGTON, November 5, 1904.

The Honorable,

The Secretary of the Interior.

Sir:

I enclose herewith, a report from the Commission to the Five Civilized Tribes, dated October 14, 1904, transmitting the record of the application, of Elsie Oakes, for enrollment as an intermarried citizen of the Choctaw Nation.

October 11, 1904, the Commission decided adversely to the applicant.

The record shows that the applicant was married September 14, 1902, to David F. Oakes a recognized and enrolled citizen by blood of the Choctaw Nation.

In view of the record and of section 34 of the act of Congress approved July 1, 1902, (32 Stats., 641), the approval of the Commission's decision adverse to the applicant is recommended.

Very respectfully,

A.C. Tonner

Acting Commissioner.

M.M.M.  
W.

DEPARTMENT OF THE INTERIOR,

YP

D.C. 45642-1904.  
I.T.D. 11418-1904.

WASHINGTON.

FHE

November 23, 1904.

LRS

Commission to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Gentlemen:

October 14, 1904, you transmitted the record in the matter of the application of Elsie Oakes for enrollment as an intermarried citizen of the Choctaw Nation, including your decision of October 11, 1904, refusing to receive or consider said application.

Reporting in the matter November 5, 1904, the Acting Commissioner in Indian Affairs recommends that your decision be approved. A copy of his letter is inclosed.

The Department concurs in said recommendation, and your decision is hereby affirmed.

Respectfully,

Thos Ryan

Acting Secretary.

1 inclosure.

Memorandum 9

Muskogee, Indian Territory, December 2, 1904.

Elsie Oakes,

Hugo, Indian Territory.

Dear Madam:

You are hereby notified that the Secretary of the Interior under date of November 23, 1904, affirmed the decision of this Commission dated October 11, 1904, refusing to receive or consider your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

Respectfully,

Chairman.

Memorandum 9

COPY

Muskogee, Indian Territory, December 2, 1904.

Mansfield, McMurray and Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby notified that the Secretary of the Interior under date of November 23, 1904, affirmed the decision of this Commission dated October 11, 1904, refusing to receive or consider the application for the enrollment of Elsie Oakes as a citizen by intermarriage of the Choctaw Nation.

Respectfully,

SIGNED

Chairman.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,       ss:  
SOUTHERN - - - - DISTRICT.

I, Harvey M. Johnson, of lawful age, being first duly sworn, on oath state, that I did on the 19th day of October, A. D. 1905, transmit by registered mail, to Mansfield, Okla., C. Cornish, Attorney for the Choctaw and Chickasaw Nations, a true, perfect and literal copy of above and foregoing application for the enrollment of W. J. Giles and that the receipt here-to enclosed is for registered letter in which said copy was enclosed.

(Signed) Harvey M. Johnson

Subscribed and sworn to before me this nineteenth day of October, A. D. 1905.

(Signed) Arthur Sinclair  
Notary Public.

FILE

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

To the Honorable,

The Secretary of the Interior.

Sir: -

Goes now your petitioner, Elsie F. Oakes, respectfully states that she is the lawful wife of David F. Oakes, a duly recognized, enrolled and approved citizen by blood of the Choctaw Nation whose name appears opposite number 4246 upon the approved schedule of citizens by blood of the Choctaw Nation; that she was married to the said David F. Oakes on September 14, 1902, and prior to the final ratification of the Supplemental Agreement.

Your petitioner further represents that on December 5, 1902, she and her said husband appeared before the Commission to the Five Civilized Tribes at Antlers, Indian Territory, for the purpose of making application for the enrollment of your petitioner as an intermarried citizen of the Choctaw Nation, claiming her right thereto by virtue of her marriage to the said David F. Oakes, a duly recognized, enrolled and approved citizen by blood of the Choctaw Nation prior to the final ratification of the Supplemental Agreement, and before same became law; that the marriage license and certificate showing the marriage of your petitioner to her said husband were filed with the Commission prior to September 25, 1902; that said Commission, by its order of October 11, 1904, declined to receive or consider the application of your petitioner, all of which appears and is shown of record by a copy of said order which is hereto attached, marked exhibit "A" and made a part hereof.







[illegible]

...  
...  
from the promulgation of the treaty, which it is clearly shown has  
been the construction of the provision ever since the substantial in-  
struction of January, 1896, to the Commission, created by decree  
of the Council of Ministers, February 13, 1897, in the case of a  
Whit tree, *Triste v. The Harwood Lumber Co.*"

As a different rule obtains respecting personal rights to be granted under or derived from a treaty. Thus, in United States v. Arredondo 16 Pet. 689, 740-2), the court held that:

'It is lastly objected that the extension of time, by the Intendant, in December, 1820, was without authority, being subsequent to the ratification of the treaty by the King of Spain. But the ratification by the United States was in February following, and the treaty did not take effect, till its ratification by both parties, operated like the delivery of a deed, to make it the binding act of both. That it may, and does relate to its date, as between the two governments, so far as respects the rights of either under it, may be understood; but as respects individual rights, in any way affected by it, a very different rule ought to prevail. To

exact the performance of the condition of settlement of two hundred Spanish families, or an great progress in its commencement, after the date of the treaty, and during the confused and uncertain state of things preceding its ratification, would be both unreasonable and unjust; and if the question were a new one in this court, we should have no hesitation in saying, that as to the grants of land, subject to the condition of settlement, the ratification of the treaty must be taken as its date."

"The obligation of the Cherokee Nation to receive into its citizenship the freedmen coming within the classes defined by the treaty of 1866 became fixed July 19, 1866, when the treaty was signed. But the limitation of time imposed by the article was one affecting individual right only, and must under the authorities cited, begin to run, not from date of the treaty, but from its promulgation. Until ratified and promulgated the public at large, and persons affected, can have no knowledge of its terms or of their privileges or liabilities under it. Until its promulgation it is not a law governing the rights and duties of private persons, but is a secret, or private paper, belonging to the signatory nations, part of their secret archives. It may never have the force of law.

Under the rulings and decisions herein cited your petitioner respectfully state that at the date of her marriage, September 30, 1901, the Supplemental Agreement, which afterwards became Law, was but a secret or private paper between the United States and the Choctaw and Chickasaw Governments and for this reason could not affect the individual rights of your petitioner acquired before said Law was ratified and promulgated.

WHEREFORE, Your petitioner, Elsie C. Oakes, prays that said order of the Commission be set aside and that the Commissioner to the Five Civilized Tribes be directed to enroll your petitioner as an intermarried citizen of the Choctaw Nation.

Respectfully submitted,

*Chas. H. Rice*  
Attorney for Petitioner.

Through the  
Commissioner to  
The Five Civilized Tribes.

RECEIVED  
SEP 10 1940  
U.S. DEPT. OF JUSTICE  
RECEIVED

FILED

SEP 10 1940

*Carter*

Mem. 9

Muskogee, Indian Territory, September 16, 1905.

Chillion Riley,  
Attorney at Law,  
Ardmore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 12th instant enclosing in duplicate a petition directed to the Secretary of the Interior in behalf of Elsie J. Oakes, in the matter of her application for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are advised that the original of the petition has this day been transmitted to the Secretary of the Interior, through the Commissioner of Indian Affairs.

Respectfully,

Acting Commissioner.

Muskogee, Indian Territory, September 16, 1905.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a petition of Chilion Riley, Attorney at Law, of Ardmore, Indian Territory, on behalf of Elsie J. Oakes in the matter of her application for enrollment as a citizen by intermarriage of the Choctaw Nation.

Reporting in this matter, I have the honor to advise that Elsie J. Oakes appeared before the Commission to the Five Civilized Tribes at Antlers, Indian Territory, on December 5, 1902 and sought to make application for enrollment as an intermarried citizen of the Choctaw Nation. Her testimony was taken on said date and on October 11, 1904, the Commission to the Five Civilized Tribes rendered a decision holding that it had no power or authority to receive or consider the application of Elsie Oakes for enrollment as a citizen by intermarriage of the Choctaw Nation.

The testimony of December 5, 1902, with the decision of the Commission to the Five Civilized Tribes of October 11, 1904, was forwarded the Department October 14, 1904. On November 23, 1904, the decision of the Commission to the Five Civilized Tribes

(2)

was affirmed by the Secretary of the Interior. (I.T.D. 11418-1904).

Attention is invited to the fact that the petition transmitted bears no proof of service of a copy thereof upon Messrs. Mansfield, McMurray & Cornish, the Attorneys for the Choctaw and Chickasaw Nations.

Respectfully,

Acting Commissioner.

Through the  
Commissioner of Indian Affairs.

OP 16-30

C O P Y .

D.C.No.45993-1905.  
I.T.D.12470-1905.  
L.R.S.

J.P.  
FHE

DEPARTMENT OF THE INTERIOR,

L.R.S.

WASHINGTON, September 29, 1905.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

With your letter of September 16, 1905, you transmitted a petition on behalf of Elsie J. Oakes, in the matter of her application for enrollment as a citizen by intermarriage of the Choctaw Nation, inviting attention to the fact that the petition bears no evidence that a copy thereof has been served upon the attorneys for the Choctaw and Chickasaw Nations.

The petition is herewith returned, in order that proper service may be had.

Respectfully,

(Signed) Thos Ryan,

Acting Secretary.

Through the  
Commissioner of Indian Affairs.

1 inclosure.

Memo.-9.

Muskogee, Indian Territory, October 9, 1905.

Chillon Riley,  
Attorney at Law,  
Ardmore, Indian Territory.

Dear Sir:

Under date of September 12, 1905, you transmitted in duplicate to this office a petition directed to the Secretary of the Interior on behalf of Elsie J. Oakes in the matter of her application for enrollment as a citizen by intermarriage of the Choctaw Nation. The original of this petition was, on September 16, 1905, transmitted to the Secretary of the Interior.

I am now in receipt of a letter from the Secretary of the Interior under date of September 29, 1905, with which the petition referred to is returned, and your attention is invited to the fact that same bears no evidence that a copy thereof has been served on Messrs. Mansfield, McMurray & Cornish, the attorneys for the Choctaw and Chickasaw Nations.

The petition is herewith returned in order that proper service may be had.

There is also enclosed for your information a copy of Departmental letter of September 29, 1905.

Respectfully,

Enc. 1-3

Commissioner.



J.P.

DEPARTMENT OF THE INTERIOR, LLB  
WASHINGTON.

I.T.D. 12470-1905.  
16576- "  
3738-1906.  
D.C. 9103-1906.

March 5, 1906.

LRS

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

There is inclosed a copy of the opinion of the Assistant Attorney-General dated February 26, 1906, approved the same day, in the Choctaw enrollment case of Elsie J. Oakes.

In accordance with such opinion the motion for review in said case, received with your letter of October 24, 1905, is hereby denied. Properly advise the parties.

Respectfully,

(Signed) Thos. Ryan.

1 inclosure.

First Assistant Secretary.

(Copy)

I.T.D.  
16576-1905.

DEPARTMENT OF THE INTERIOR  
Office of the Assistant Attorney-General  
Washington.

J.R.W.  
W.C.P.  
F.W.C.

February 26, 1906.

The Secretary of the Interior.

Sir:

I received by reference of December 16, 1905, with request for my opinion thereon, the motion for review of departmental decision of November 23, 1904, in case of Elsie J. Oakes, applicant for enrollment as a citizen by marriage of the Choctaw Nation.

Elsie J. Oakes is without Choctaw Blood, a white woman, and September 14, 1902, before ratification of the act of July 1, 1902, by the Choctaw Nation, married David F. Oakes, a recognized enrolled citizen by blood of the Choctaw Nation. December 5, 1902, she applied to the Commission to the Five Civilized Tribes for enrollment, claiming right so to be under Article XXXVIII of the treaty of April 28, 1866 (14 Stat., 769), and was by the Commission denied enrollment, by reason of section 34 of the act of July 1, 1902 (32 Stat., 64), which action was approved by the Department, and a motion for review is filed.

The legal question involved is the same as that in the case of Birdie Rosenthal (I.T.D. 13436-1905), subject of my opinion of this date, to which reference is here made. For the reasons there stated I am of opinion that the motion should be

-2-

denied.

Very respectfully,

Frank L. Campbell,  
Assistant Attorney-General.

Approved; February 26, 1906.

E. A. Hitchcock,  
Secretary.

Memo. 9

Muskogee, Indian Territory, March 14, 1906.

Elsie Oakes,

Hugo, Indian Territory,

Dear Madam:

You are hereby advised that on March 5, 1906, the Secretary of the Interior denied the motion for review in the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

For your information there is inclosed herewith copy of Departmental letter of March 5, 1906, denying said motion, and transmitting copy of opinion of the Assistant Attorney General for the Department of the Interior, of February 26, 1906.

Respectfully,

LM 5/14

Acting Commissioner.

Memo. 9

Muskogee, Indian Territory, March 14, 1906.

Harvey B. Johnson,

Tishomingo, Indian Territory,

Dear Sir:

You are hereby advised that the Secretary of the Interior under date of March 5, 1906, denied the motion for review in the matter of the application for the enrollment of Elsie Oakes as a citizen by intermarriage of the Choctaw Nation.

Respectfully,

Acting Commissioner.

Memo. 9

Muskogee, Indian Territory, March 14, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

You are hereby advised that on March 5, 1906, the Secretary of the Interior denied the motion for review in the matter of the application for the enrollment of Elsie Oakes as a citizen by intermarriage of the Choctaw Nation.

For your information there is inclosed herewith copy of Departmental letter of March 5, 1906, denying said motion, and transmitting copy of opinion of the Assistant Attorney General for the Department of the Interior of February 26, 1906.

Respectfully,

LM 6/14

Acting Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

.....

In the matter of the application for the enrollment of  
Minnie J. Oakes as an intermarried citizen of the Choctaw Na-  
tion or tribe of Indians.

REPORT OF THE COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Now comes the applicant, Minnie J. Oakes, by and through  
her counsel, Chilion Riley, and moves the Honorable, the Sec-  
retary of the Interior, to review and sustain his opinion  
of March 4, 1906 (I T D 12420-1905, 12426-1905, 3225-1906),  
denying the application of Minnie J. Oakes, and for grounds  
of said action shows the following:

First: That said applicant was married on September  
16, 1902, and the marriage license and certificate showing  
her marriage to a duly recognized and enrolled citizen by  
blood of the Choctaw Nation was filed with the Commission  
to the Five Civilized Tribes PRIOR TO SEPTEMBER 25, 1902,  
and this allegation, if true, is a sufficient application  
under the rulings of the Department in the Katie Turnbull  
case ( I T D 11870-1904), and other cases.

Second: That if the filing of the marriage license  
and certificate of the applicant with the Commission to the  
Five Civilized Tribes PRIOR TO SEPTEMBER 25, 1902, is, in

In Re enrollment of  
Ernest W. Baker

C. Riley

Adm. No. 18



the opinion of the Department, sufficient application made of that date, then under the opinion of the Assistant Attorney-General for the Department of the Interior rendered in the matter of the application for the enrollment of Omer R. Nicholson as an intermarried citizen of the Choctaw Nation, under date of March 15, 1906 (I T D 4630-1906), the applicant herein, Elsie J. Oakes, is entitled to enrollment.

That on December 5, 1902, this applicant also appeared in person before the Commission to the Five Civilized Tribes at Antlers, Indian Territory, and made personal application for enrollment as an intermarried citizen of the Choctaw Nation, and again applicant filed her written petition for enrollment prior to December 1, 1905, and under the provisions of the act of Congress approved April 26, 1906 (public number 129), she is now entitled to enrollment.

WHEREFORE applicant respectfully asks that said judgment of March 5, 1906, be set aside; that this case be readjudicated and applicant be enrolled as an intermarried citizen of the Choctaw Nation.

Respectfully submitted,

*Charles H. King*

Attorney for applicant.

Through the Commissioner  
to the Five Civilized Tribes.  
Muskogee, Indian Territory.

Fred V. Kinkade being first duly sworn on oath states that he did on the 8th day of May, 1906, serve a true and correct copy of above on Mansfield, McMurray & Cornish, attorneys for the nation, at So. McAlester, I. T., by then registering to them a copy hereof as will appear from registry receipt attached.

*Fred V. Kinkade*

Subscribed and sworn to before me May 8, 1906.

*W. H. Russell*

Notary Public

Mem 9

Muskogee, Indian Territory, May 14, 1906.

Chilion Riley,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 8, 1906, inclosing for forwarding to the Secretary of the Interior motion to review and set aside the decision of the Department of March 5, 1906, in the matter of the enrollment of Elsie J. Oakes as an intermarried citizen of the Choctaw Nation.

In compliance with your request the same has this day been transmitted to the Department.

Respectfully,

Acting Commissioner.

NB 2-14.

Muskogee, Indian Territory, May 14, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

October 11, 1904, the Commission to the Five Civilized Tribes rendered a decision declining to receive the application of Elsie Oakes for enrollment as a citizen by intermarriage of the Choctaw Nation and this action was approved by the Secretary of the Interior November 2, 1904. On March 5, 1906, the Secretary of the Interior denied the motion of Chillion Wiley for readjudication of this case.

I now have the honor to transmit herewith motion of Chillion Wiley to review and set aside the opinion of the Secretary of the Interior of March 5, 1906, (I.T.D. 12470, 16576-1905, 1738-1906) for the consideration of the Department.

Respectfully,

em 9.

Acting Commissioner.

Through the Commissioner  
of Indian Affairs.

DEPARTMENT OF THE INTERIOR, MIB

O R

I.T.D. 11418-1904.

WASHINGTON.

Aug. 17, 1906.

3738-1906.

9464-1906.

14010-1906.

JRD

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

November 23, 1904 ( I. T. D. 11418), the Department affirmed the decision of the Commission to the Five Civilized Tribes dated October 11, 1904, refusing to receive or consider the application of Elsie J. Oakes for her enrollment as an intermarried citizen of the Choctaw Nation, on the ground that under section 34 of the Act of Congress approved July 1, 1902 (32 Stat., 641), no authority existed to receive or consider said application made December 5, 1902, her marriage having occurred September 14, 1902.

March 3, 1906 (I. T. D. 12470, 16576-1905, 3738-1906), the Department, in accordance with the approved opinion of the Assistant Attorney-General for this Department dated February 26, 1906 (I. T. D. 3738), denied a motion for review of said departmental decision of November 23, 1904.

May 29, 1906, the Department referred a motion for review of said approved opinion to the Assistant Attorney-General for this Department, and invited his attention

Commissioner to the Five Civilized Tribes, 2.

to the fact that applicant invoked the benefit of the provisions of section 1 of the act of Congress approved April 26, 1906 (Public No. 129), and requested his opinion thereon.

In accordance with his approved opinion of August 10, 1906, a copy of which is enclosed for your information and guidance, the decision of the Department of November 23, 1904 (I. T. D. 11418), refusing to receive or consider the application of Elsie J. Oakes for her enrollment as an intermarried citizen of the Choctaw Nation, is hereby set aside, and in view of the provisions of section 1 of the act of Congress approved April 26, 1906 (Public No. 129), the case of Elsie J. Oakes is reopened and the record therein is hereby remanded to you for a rehearing and readjudication under the act of April 26, 1906.

Respectfully,

(Signed) Jesse E. Wilson,

Assistant Secretary.

Through the Commissioner  
of Indian Affairs.

2 enclosures.

I.T.D.  
11418-1904.  
3738; 9464-1906.

DEPARTMENT OF THE INTERIOR,  
Office of the  
Assistant-Attorney-General,  
Washington.

J.R.W.  
W.C.P.  
S.V.P.

August 10, 1906.

The Secretary of the Interior,  
Sir:

I received by reference of May 26, 1906, with request for opinion thereon, the record in the case of Elsie J. Oakes, applicant for enrollment as an intermarried citizen of the Chectaw Nation. The case was subject of my opinion of February 26, 1906, motion for review of which is filed. My attention is called to section 1 of the act of April 26, 1906 (Public 129) under which Mrs. Oakes claims right now to be enrolled. Mrs. Oakes married her Indian spouse September 14, 1902, and my opinion of February 26, for reasons given the same day in case of Birdie Rosenthal that she was not entitled to be enrolled was based on Sections 28 and 34 of the act of July 1, 1902 (32 Stat., 641, 646, 649). That act provided that it should not be operative or "binding" until ratified by the voters of the tribes concerned (Section 73). The sections 28 and 34 concerned the rights of White non-citizens acquired by intermarriage with recognized citizens, by virtue of Article XXXVIII of the treaty of April 28,

The Secretary of the Interior, #2.

1830 (14 Stat. 781, 779). Referring to the date of its ratification September 25, 1902, Section 28 of the act of July 1, 1902, provides that "no person intermarried thereafter to a citizen shall be entitled to enrollment, "thus, in effect by concurring act of the tribes and of Congress, annulling article XXXVIII as to acquisition of tribal rights by intermarriage with tribal citizens after September 25, 1902.

Section 31, however, limiting the power of the Commission to enroll persons who had not already applied for enrollment, fixed a period of ninety days after ratification of the act (terminating December 31, 1902) during which certain classes only of persons were permitted to make application for enrollment, among which was -

Such intermarried person as may have married recognized citizens of the Choctaw and Chickasaw nations in accordance with the tribal laws, customs, and usages on or before the date of the passage of this act by Congress.

Marriages occurred between tribal members and non-tribal white persons between July 1 and September 25, 1902 (eighty-six days). Under article XXXVIII of the treaty these persons were given tribal rights but by section 34 of the act of July 1, 1902, the Commission

The Secretary of the Interior, #3.

was without jurisdiction to entertain their applications for enrollment to share in distribution of the community property and lands unless their applications were filed with the Commission before September 25, 1902. In cases of Birdie Rosenthal, Elsie J. Oakes and Walter E. Gotcher (ops. of 26 Feb'y., 1902) applications for enrollment of persons of this class were filed after September 25, 1902 and my opinion was given that they were excluded by the provisions of section 34 above quoted. In the case of Omar R. Nicholson, of this class, married September 17, 1902, whose application for enrollment was filed September 19, 1902, I was of opinion dated March 15, 1906, that he was entitled to be enrolled, and that -

Those applying to the Commission after ratification of the agreement are by delay in making their applications in the same situation as native-born citizens- delinquents- who failed to apply within ninety days after ratification of the agreement (citing Esan Wolf, Opinion of March 22, 1904) x xx x The rights acquired by intermarriage are those of political status, not rights of property. (citing Roff v. Burney, 168 U. S., 218, 222 and Choctaw Nation v. Robinson, 174 U. S., 445, 488). As such rights may be taken away it is obvious that a time may be fixed within which they must be asserted or altogether excluded from any



The Secretary of the Interior, #4.

further recognition. This is the effect and operation of section 34 of the act of 1902, supra.

Article XXXVIII of the treaty was never abrogated except by effect section 28 of the act of July 1, 1902, which was not operative until September 25, 1902. Inter-marriage rights were acquired by such marriages contracted prior to that day. All that can bar the recognition of such rights by enrollment of such persons to share in distribution of tribal property is the taking away of the jurisdiction of the Commission to enroll them.

The effect of intermarriage with a recognized citizen, stated by counsel for the Choctaw and Chickasaw Nations in their brief filed in cases of Dr. Clay McCoy and Benjamin J. Vaughn was to give them full tribal rights so that "none of the proceedings of the Commission to the Five Civilized Tribes or the United States courts (under the act of June 10, 1898, 29 Stat., 321) can affect or did affect their status." The act of Congress, however, substantially barred them from participation in tribal property by inhibiting the

The Secretary of the Interior, #5.

Commission from considering their application  
if not made prior to September 25, 1902.

The act of April 26, 1906, provides:

That after the approval of this Act, no person shall be enrolled as a citizen or freedman of the Choctaw, Chickasaw, Cherokee, Creek or Seminole tribes of Indians in the Indian Territory, except as herein otherwise provided, unless application for enrollment was made prior to December first, nineteen hundred and five, and the records in charge of the Commissioner to the Five Civilized Tribes shall be conclusive evidence as to the fact of such application; and no motion to reopen or reconsider any citizenship case, in any of said tribes, shall be entertained unless filed with the Commissioner to the Five Civilized Tribes within sixty days after the date of the order or decision sought to be reconsidered except as to decisions made prior to the passage of this act, in which cases such motion shall be made within sixty days after the passage of this Act: Provided, That the Secretary of the Interior may enroll persons whose names appear upon any of the tribal rolls and for whom the records in charge of the Commissioner to the Five Civilized Tribes show application was made prior to December first, nineteen hundred and five, and which was not allowed solely because not made within the time prescribed by law.

As Mrs. Oakes applied for enrollment prior to December 1, 1905, though no error existed in the former decision and opinion, her delay is excused and her case is entitled to be reopened under the act of April 26, 1906.

Very respectfully,

Frank L. Campbell,

Assistant Attorney General.

Approved August 10, '06.

Thos. Ryan,  
Acting Secretary.

Memo--9.

Muskogee, Indian Territory, August 28, 1906.

Elsie J. Oakes,

Hugo, Indian Territory.

Dear Madam:

The Department on August 17, 1906, rescinded its action of November 23, 1904, refusing to receive or consider the application for your enrollment as a citizen by intermarriage of the Choctaw Nation, and in view of section one of the Act of Congress approved April 26, 1906 (Public 129), remanded said case for rehearing and readjudication.

In accordance therewith the Commissioner to the Five Civilized Tribes will, at his office at Muskogee, Indian Territory, on Monday, September 24, 1906, at nine o'clock, A. M., hear the testimony of such witnesses and receive such other evidence as you may desire to submit in support of your application.

For your information a copy of Departmental letter is enclosed herewith.

Respectfully,

DeB--3/23

Acting Commissioner.

Memo--9

Muskogee, Indian Territory, August 28, 1906

Chilton Riley,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:

The Department, on August 17, 1906, rescinded its action of November 23, 1904, refusing to receive or consider the application of Elsie J. Oaks as a citizen by intermarriage of the Choctaw Nation, and in view of section one of the Act of Congress approved April 26, 1906 (Public 129), remanded said case for rehearing and readjudication.

In accordance therewith you are advised, that the Commissioner to the Five Civilized Tribes will, at his office at Muskogee, Indian Territory, on Monday, September 24, 1906, at nine o'clock, A. M., hear the testimony of such witnesses and receive such other evidence as may be submitted in support of said application.

For your information a copy of Departmental letter is enclosed herewith.

Respectfully,

DeB--2/28.

Acting Commissioner.

Memo--9

Muskogee, Indian Territory, August 28, 1906.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

The Department, on August 17, 1906, rescinded its action of November 23, 1904, refusing to receive or consider the application of Elsie J. Oakes as a citizen by intermarriage of the Choctaw Nation, and in view of section one of the Act of Congress approved April 26, 1906 (Public 129), remanded said case for rehearing and readjudication.

In accordance therewith you are advised that the Commissioner to the Five Civilized Tribes will, at his office at Muskogee, Indian Territory, on Monday, September 24, 1906, at nine o'clock, A. M., hear the testimony of such witnesses and receive such other evidence as may be submitted in support of said application.

For your information a copy of Departmental letter is enclosed herewith.

Respectfully,

DeB--3/28

Acting Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
Muskogee, Indian Territory, September 24, 1906.

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In the matter of the application for the enrollment of  
Elsie Oakes as a citizen by intermarriage of the Choctaw Nation.

---

APPEARANCES:

ELSIE OAKES, applicant.

CHILION RILEY appears as attorney for the applicant.

---

ELSIE J. OAKES, being first duly sworn, testifies as follows:

BY THE COMMISSIONER:

- Q What is your name? A Elsie J. Oakes.  
Q How old are you? A I will be 20 in December.  
Q What is your postoffice address? A Hugo.

BY MR. RILEY:

- Q Are you an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim your rights? A David P. Oakes.

BY THE COMMISSIONER:

- Q How old is David P. Oakes? A Why he will be 24 in January.  
Q What is the name of his father? A George W. Oakes.  
Q What is the name of his mother? A Aurilla G.

BY MR. RILEY:

- Q When were you and David Oakes married? A September 14, 1902.  
Q I will ask you to look at this certificate attached to the application of your child, Myrtle Grace Oakes, and see if that is the certificate of your marriage given you at the time?  
A Yes sir.

Elsie Oakes-----2

Applicant desires to offer in evidence marriage certificate given her by E. M. Everidge, Circuit Judge of the third judicial district of the Choctaw Nation, under date of the 16th day of September, 1902, showing that he joined David Oakes and Elsie Evans in marriage, which said certificate is attached to the application of Myrtle Grace Oakes; and also the certificate showing the record of said certificate in the clerk's office of Kiamichi County, Choctaw Nation.

- Q What was your maiden name? A Elsie Evans.  
Q You are the same person referred to in this certificate of the marriage of David Oakes on September 14? A Yes sir.  
Q Where were you living at the time of your marriage? A Hugo.  
Q What nation and territory? A Choctaw Nation.  
Q Indian Territory? A Yes sir.  
Q How long had you been living there at the time of your marriage? A About ten years I believe.  
Q Where was your husband, David Oakes, living at the time of his marriage to you? A Hugo.  
Q Has he always lived in the Choctaw Nation since you have known him? A Yes sir.  
Q Where have you and he lived since your marriage? A Why in and around Hugo.  
Q In the Choctaw Nation? A Yes sir.  
Q Lived there continuously since your marriage? A Yes sir.  
Q Never lived out of the nation at all? A No sir.  
Q Were you ever married before your marriage to David Oakes? A No sir.  
Q Was he ever married prior to his marriage to you? A No sir.  
Q He is your first husband and you are his first wife and only wife? A Yes sir.

WITNESS EXCUSED.

DAVID F. OAKES, being first duly sworn, testifies as follows:

BY MR. RILEY:

- Q What is your name? A David F. Oakes.  
Q Are you a citizen of either the Choctaw or Chickasaw Nation? A Of the Choctaw Nation.  
Q By blood? A Yes sir.  
Q Has your enrollment been approved? A Yes sir.  
Q Where have you lived in the last ten years, Mr. Oakes? A Lived near Hugo all my life.  
Q In the Choctaw Nation? A Choctaw Nation.  
Q Ever live outside of the Choctaw Nation, Indian Territory? A No sir.  
Q What is the name of your wife? A Elsie J. Oakes.  
Q When were you married to her? A September 14, 1902.  
Q What was her maiden name? A Evans-- Elsie Evans.  
Q Have you and she lived together continuously since your marriage? A Yes sir.  
Q Where have you lived since your marriage? Lived near Hugo.

Elsie Oakes----3

- Q Choctaw Nation? A Choctaw Nation.  
Q Were you ever married prior to your marriage to your wife, Elsie J. Oakes? A No sir.  
Q Was she ever married prior to her marriage to you? A No sir.  
Q Who performed the marriage ceremony? A Everidge.  
Q What Everidge? A E. M. Everidge.  
Q What position did he hold? A He was circuit judge.  
Q What district? A Third district, Choctaw Nation.  
Q He is the same man that signed the marriage certificate offered in evidence? A Yes sir.  
Q Where was your wife residing at the time of your marriage? A Hugo.  
Q Choctaw Nation? A Yes sir.  
Q How long had she been living there? A About ten years, I guess.

BY THE COMMISSIONER:

The witness has been enrolled as a citizen by blood of the Choctaw Nation and his name appears on the final roll of citizens by blood of said nation, opposite No. 4246.

WITNESS EXCUSED.

Cora Moore, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes she reported the proceedings had in the above entitled cause on September 24, 1906, and that the above and foregoing is a true and correct transcript of her stenographic notes taken in said cause on said date.

*Cora Moore*

Subscribed and sworn to before me this 24th day of September, 1906.

*Edward Herriett*  
Notary Public.



(COPY)

Grant, I. T. Sept. 14 1902.

This to Certify that I have this Day Joined together In  
the Holy Bonds of Matrimony Mr. David Oakes to Miss Elloia Evins.

Given under My hand and

Official Signature this the 16 Day  
Sept. 1902.

R. M. Everidge,  
Circuit Judge 3rd  
Judicial District.

Choctaw Nation.

Recorded in the Office  
of County Clerk of  
Kiamichi County,  
Choctaw Nation, Sept. 17th, 1902.

G. W. Oakes  
Clerk Kiamichi County  
Choctaw Nation.

(Endorsed)  
DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
F I L E D  
APR 20 1905  
(Stamped) Tams Bixby  
Chairman.

Kate DeBord, stenographer to the Commissioner to the  
Five Civilized Tribes, being first duly affirmed, states that the  
above is a true and correct copy of the original certificate of  
riage of David Oakes and Elloia Evins, filed April 20, 1905.

Subscribed and affirmed to before me this 26th day of September,  
1906.

*Kate DeBord.*  
*Walter W. Chappell*  
Notary Public.

Memo. 9.  
O.L.J.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

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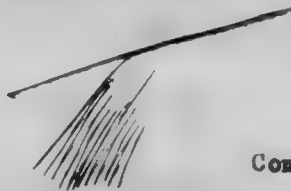
In the matter of the alleged application for the enrollment of Elsie J. Oakes as a citizen by intermarriage of the Choctaw Nation.

-----ooOoo-----

It appears from the record herein that on December 3, 1902, Elsie J. Oakes appeared before the Commission to the Five Civilized Tribes at Antlers, Indian Territory, and made application for enrollment as a citizen by intermarriage of the Choctaw Nation, claiming her right thereto by reason of her marriage on September 14, 1902, to David E. Oakes; and that on October 11, 1904, said Commission rendered its decision therein refusing to receive or consider her application for enrollment as such, for the reason that the same was not made within the time prescribed by Section 34 of the Act of Congress approved July 1, 1902 (32 Stats., 641). Said decision was affirmed by the Department on November 23, 1904 (I.T.D. 11418-1904).

The Department on August 17, 1906 (I.T.D. 14010-1906), rescinded its action of November 23, 1904, affirming the decision of the Commission to the Five Civilized Tribes, and in view of Section One of the Act of Congress approved April 26, 1906 (34 Stats., 137), remanded said case for rehearing and readjudication.

I am of the opinion that the records in charge of the Commissioner to the Five Civilized Tribes show that application was made for the enrollment of Elsie J. Oakes as a citizen by intermarriage of the Choctaw Nation within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and that the same should now be determined upon its merits, and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

October 23, 1906

Memo. 9.  
O.L.J.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

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In the matter of the application for the enrollment of  
Elsie J. Oakes as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N .

It appears from the record herein that application was  
duly made for the enrollment of Elsie J. Oakes as a citizen by  
intermarriage of the Choctaw Nation within the time limited by the  
provisions of the Act of Congress approved April 26, 1906 (34 Stats.,  
137).

It further appears from the record herein that on September 16, 1902, the applicant, Elsie J. Oakes, was lawfully married to David F. Oakes, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4246 upon a list prepared by the Commission to the Five Civilized Tribes under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation; and that they lived together continuously as husband and wife in said nation from the date of their said marriage up to and including September 25, 1902.

I am therefore of the opinion that Elsie J. Oakes should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 25, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

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117

Memo.-9

Waskogee, Indian Territory, October 27, 1906.

Elsie J. Oakes,

Hugo, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered October 27, 1906, granting the application for your enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice wit in which to file protest against your enrollment. If at the expiration of that time no protest has been filed, the name of Elsie J. Oakes will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*James D. Dancy*  
Commissioner.

Registered.

Incl. Memo.-9.

Memo.-9.

COPY

Muskogee, Indian Territory, October 27, 1906.

Harvey P. Johnson,  
Tishomingo, Indian Territory.

Dear Sir:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on October 27, 1906, rendered his decision granting the application for the enrollment of Elsie J. Oakes, as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations, have been furnished a copy of the decision and have been allowed fifteen days from the date of this notice within which to file protest against her enrollment. If at the expiration of that time a protest has been filed, the name of Elsie J. Oakes will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Commissioner.

Registered.

Memo.-9.

Muskogee, Indian Territory, October 27, 1906.

Chilion Riley,  
Attorney at Law,  
Ardmore, Indian Territory.

Dear Sir:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on October 27, 1906, rendered his decision granting the application for the enrollment of Elsie J. Oakes as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations, have been furnished a copy of the decision and have been allowed fifteen days from the date of this notice within which to file protest against her enrollment. If at the expiration of that time no protest has been filed, the name of Elsie J. Oakes will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tame Fisher*  
Commissioner.

Registered.

Memo.-9.

Waskom, Indian Territory, October 27, 1906.

Mansfield, McMurray & Cornish,  
Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered October 27, 1906, granting the application for the enrollment of Elsie J. Oakes, as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against her enrollment. If at the expiration of that time no protest has been filed, the name of Elsie J. Oakes will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Commissioner.

Incl. Memo.-9.

Registered.

Muskogee, Indian Territory, October 27, 1906

The Honorable,

COPY.

The Secretary of the Interior.

Sir:

October 11, 1904, the Commission to the Five Civilized Tribes, rendered its decision declining to receive or consider the application for the enrollment of Elsie Dukes as a citizen by intermarriage of the Choctaw Nation. On November 23, 1904, (I.T.D. 11410-1904) this action was approved by the Secretary of the Interior.

September 10, 1905, a motion for rehearing which was submitted by Chilton Riley, Attorney at Law, Ardmore, Indian Territory, was transmitted for the consideration of the Department, and September 29, 1905, this petition was returned for the reason that it bore no evidence that a copy had been served upon the attorneys for the Choctaw and Chickasaw Nations.

On October 24, 1905, this petition was again transmitted to the Department and on March 5, 1906 (I.T.D. 3738-1906) the motion for review was denied in accordance with the approved opinion of the Assistant Attorney-General, dated February 26, 1906 (I.T.D. 16576-1906). May 14, 1906, a motion for rehearing of this case which was submitted by Chilton Riley, Attorney at Law, Ardmore,



Indian Territory, was forwarded to the Department, and August 17, 1906 (I.T.D. 14010-1906), the record in this case was remanded for a rehearing and readjudication under the act of Congress approved April 26, 1906 (34 Stat. 122).

I now have the honor to transmit herewith for the consideration of the Department, my decision of October 27, 1906, enrolling Elsie J. Oakes as a citizen by intermarriage of the Choctaw Nation.

The applicant, her attorney, and the attorneys for the Choctaw and Chickasaw Nations have been notified of this decision and the attorneys for the Choctaw and Chickasaw Nations have been advised that they will be allowed fifteen days within which to file protest, and if at the expiration of that time no protest has been filed, the name of Elsie J. Oakes will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation, prepared for forwarding to the Secretary of the Interior.

Respectfully,

SIGNED *Tamr Bixby*

Commissioner.

Through the  
Commissioner of Indian Affairs.

2 Incl.

G. R.

DEPARTMENT OF THE INTERIOR, ILR.  
WASHINGTON.

D. C. 8847-1907.  
I.T.D. 2608-1907.

February 12, 1907.

L. R. S.

Direct.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

In conformity with the approved opinion of the Assistant Attorney-General for this Department of August 10, 1906 (I.T.D. 14010), and in accordance with the recommendation of the Indian Office of February 6, 1907 (Land 96251-1906), a copy whereof is inclosed, your decision of October 27, 1907, admitting to enrollment Elsie J. Oakes as an intermarried citizen of the Choctaw Nation is hereby affirmed.

You will advise applicant and her attorney of this action.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Thos Ryan,

First Assistant Secretary.

1 inc. and 3 to Ind. Of.

A. F. Mc.

2-13-07.

--Copy--

938/40  
DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

LAND:  
96251-1906.

February 6, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

Referring to Department letters of November 23, 1904 (I.T.D. 11418), August 10, 1906 (I.T.D. 9464), and August 17, 1906 (I.T.D. 14010), there is enclosed a report from the Commissioner to the Five Civilized Tribes, dated October 27, 1906, transmitting the record relative to the application of Elsie J. Oakes for enrollment as a citizen by inter marriage of the Choctaw Nation.

On December 5, 1902, Elsie J. Oakes applied to the Commission to the Five Civilized Tribes for enrollment as a citizen by intermarriage.

On October 27, 1906, the Commissioner held that the applicant was entitled to be enrolled as a citizen by intermarriage of the Choctaw Nation.

The record shows that on September 16, 1902, the applicant was married to David F. Oakes, identified at No. 4246 on a roll of citizens by blood of the Choctaw Nation approved by the Department on December 12, 1902. It is also shown that the applicant was a resident in good faith of the Choctaw Nation on

June 28, 1898 and that she, together with her husband, resided continuously in the nation up to and after September 25, 1902.

In view of the record and of the opinion of the Assistant Attorney-General for the Department in letter of August 10, 1906, in reference to this case, the decision of the commissioner favorable to the applicant is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

HRD-C

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7-3874      7-1511

7-1712      7-1720

7-3551 7-481

7-0014

Duckport, Thru Territorial, library

1907

1944. Feb.

AGOSTO, 17. SAN PIERRE.

car. ir:

[illegible]

In reply to our letter of 11/1/41, you advised that on 10/21/41, 1941, the doctor of the hospital proved the molting of Hattie's bones, "black bones, like Hattie's, white bones, like T. Baker and Clara". The following citizens interviewed by the Cleveland Police:

For the first I advised that the names of Agnes Cobb and  
Luther Jones have been placed upon a schedule of citizens by in-  
termarriage of the Choctaw Nation which has been forwarded to the  
Secretary of the Interior, and you will be notified when their en-  
rollment is approved by him.

U. S. P. O.

U. S. P. O. are further informed that on April 23, 1930, the  
Commissioner of the Five Civilized Tribes rendered a decision re-  
fusing the application for the enrollment of James L. Mathews  
as an Indian and citizen of the Cherokee Nation and on the same  
date the record in this case was forwarded to the Department, where  
it is still pending.

Respectfully,

Commissioner.

Muskogee, Indian Territory, January 2, 1901.

George W. Oakes,

Goodland, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of December 4th, 1900, in which you state that your daughter Arizona Oakes has married Monroe Claxton, a United States citizen, and in which you desire to be informed if he will be enrolled and where and when he can appear before the Commission.

As to whether or not he will be enrolled, you are informed that the Commission can render no opinion until he has made a personal appearance before the Commission for examination under oath. Such appearance can be made at the office of the Commission in Muskogee, Indian Territory, at any time prior to the forwarding of the rolls of citizens of the Choctaw Nation to the Secretary of the Interior, for approval. It is suggested however, if he contemplates making such appearance that he do so some time in the near future.

Yours truly,

Acting Chairman.

7-1511.

Muskogee, Indian Territory. September 22, 1903.

GEORGE W. Oakes,

Muskogee, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 14th inst., enclosing the certificate of marriage between David F. Oakes, a citizen by blood of the Choctaw Nation, and Eloia Evans, a citizen of the United States, and you request that she be listed for enrollment as an intermarried citizen of the Choctaw Nation; and the same is returned to you herewith.

You are informed that the rules of this Commission require all applicants for enrollment as citizens by intermarriage of the Choctaw Nation to present themselves before the Commission in person, for the purpose of an examination under oath that a record may be made upon which to base a decision as to the right of the applicants to enrollment, at which time evidence of marriage should be presented in support of such application.

If, therefore, Eloia Oakes desires to make application for enrollment as an intermarried citizen of the Choctaw Nation,



G W O 2

she will be heard upon her personal appearance before the Commission at its office at Muskogee, Indian Territory.

Your attention is called, however, to section twenty-eight of the agreement recently entered into between the United States and the Choctaw and Chickasaw Nations as ratified by an act of Congress approved July 1, 1902, as follows:

"The names of all persons living on the date of the final ratification of this agreement entitled to be enrolled as provided in section 27 hereof shall be placed upon the rolls made by said Commission; and no child born thereafter to a citizen or freedman and no person intermarried thereafter to a citizen shall be entitled to enrollment or to participate in the distribution of the tribal property of the Choctaw and Chickasaw Nations."

Also to section thirty-four of the same act, as follows:

"Within a ninety days next following the date of the final ratification of this agreement, the Commission to the Five Civilized Tribes may receive applications for enrollment only of persons whose names are on the tribal rolls, but who have not heretofore been enrolled by said Commission, commonly known as 'delinquents,' and such intermarried white persons as may have married recognized citizens of the Choctaw and Chickasaw Nations in accordance with the tribal laws, customs and usages on or before the date of the passage of this Act by Congress, and such infant children as may have been born to recognized and enrolled citizens on or before the date of the final ratification of this agreement; but the application of no person whatsoever for enrollment shall be received after the expiration of the said ninety days."

This agreement is not effective at this time, being subject to ratification by the citizens of the Choctaw and Chickasaw Nations at a special election to be held September 25th, 1902.

Respectfully,

Acting Chairman.

Muskogee, Indian Territory, January 2, 1904.

Commissioner in Charge,

Choctaw Land Office,

Atoka, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of November 12, 1903, enclosing letter of November 10, 1903, purporting to be written by Mrs. R. E. Oakes, of Grant, Indian Territory, withdrawing her protest heretofore filed in your office against her husband, George W. Oakes, being permitted to select land in allotment for herself and child, Bulah B. Oakes.

You state that a letter was received at your office from Rosie E. Oakes, dated April 25, 1903, to the effect that she and her husband, George Wellington Oakes, were separated and that her minor child, Bulah Bell Oakes had been under her custody for the past few years, and she protested against her said husband being allowed to file on land for herself and child.

You further state that it is the opinion of your office that the letter of Mrs. R. E. Oakes of November 10, 1903, and the former letter from Rosie E. Oakes were not written by the same person and you request that they be compared and your office be advised if in the opinion of the Commission they were both written by Rosie E.

Commissioner, --2

Oakes; that if it is the opinion of the Commission that the two letters were not written by the same person, you request that reply be prepared and your office be furnished with a copy thereof.

In reply to your letter there are enclosed you herewith the original letter of Rosie E. Oakes of April 25, 1903 (11815-1903), and the letter of Mrs. R. E. Oakes of November 10, 1903, (31452-1903), and you are directed to procure the personal appearance of both Rosie E. Oakes and her husband, George W. Oakes, and secure their testimony relative to the selection of allotment on behalf of Rosie E. Oakes and her child, Bulah B. Oakes.

Respectfully,

Chairman.

Enc. HG. 1-2

C O P Y .

D.C.No.45993-1905.  
I.T.D.12470-1905.  
L.R.S.

J.P.  
FHE

DEPARTMENT OF THE INTERIOR,

L.R.S.

WASHINGTON, September 29, 1905.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

With your letter of September 16, 1905, you transmitted a petition on behalf of Elsie J. Oakes, in the matter of her application for enrollment as a citizen by intermarriage of the Choctaw Nation, inviting attention to the fact that the petition bears no evidence that a copy thereof has been served upon the attorneys for the Choctaw and Chickasaw Nations.

The petition is herewith returned, in order that proper service may be had.

Respectfully,

(Signed) Thos Ryan,

Acting Secretary.

Through the  
Commissioner of Indian Affairs.

1 inclosure.

REFER IN REPLY TO THE FOLLOWING

Memo. 9

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, March 14, 1906.

Harvey B. Johnson,  
Tishomingo, Indian Territory,

Dear Sir:

You are hereby advised that the Secretary of the Interior under date of March 5, 1906, denied the motion for review in the matter of the application for the enrollment of Elsie Oakes as a citizen by intermarriage of the Choctaw Nation.

Respectfully,

Acting Commissioner.

7-1511.

Muskogee, Indian Territory, November 1, 1906.

Chief Clerk,  
Choctaw Land Office,  
Atoka, Indian Territory.

Dear Sir:

Referring to Choctaw roll card No. 1511, George W. Oakes, et al., there is enclosed herewith copy of name and information placed at No. 6, Elsie J. Oakes.

You are directed to make duplicate card of this number in your possession conform to this information and add the name of this person to your list of undetermined applicants for enrollment in the Choctaw Nation.

Respectfully,

AG-31-1

Commissioner.

7-1511.

Muskogee, Indian Territory, November 1, 1906.

Chief Clerk,  
Chickasaw Land Office,  
Ardmore, Indian Territory.

Dear Sir:

Referring to Choctaw roll card No. 1511, George W. Oakes, et al., there is enclosed herewith copy of name and information placed at No. 6, Elsie J. Oakes.

You are directed to make duplicate card of this number in your possession conform to this information and add the name of this person to your list of undetermined applicants for enrollment in the Choctaw Nation.

Respectfully,

Commissioner.

7-1511

G. R.

DEPARTMENT OF THE INTERIOR, ILL.  
WASHINGTON.

D. C. 8847-1907.  
I. T. D. 2608-1907.

February 12, 1907.

L. R. S.

Direct.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

In conformity with the approved opinion of the Assistant Attorney-General for this Department of August 10, 1906 (I. T. D. 14010), and in accordance with the recommendation of the Indian Office of February 6, 1907 (Land 96251-1906), a copy whereof is inclosed, your decision of October 27, 1907, admitting to enrollment Elsie J. Oakes as an intermarried citizen of the Choctaw Nation is hereby affirmed.

You will advise applicant and her attorney of this action.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Thos Ryan,

First Assistant Secretary.

1 inc. and 3 to Ind. Of.

A. F. Mo.

2-13-07.



--Copy--

938/40  
DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

LAND:  
96251-1906.

February 6, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

Referring to Department letters of November 23, 1904(I.T.D. 11418), August 10, 1906 (I.T.D. 9464), and August 17, 1906(I.T.D. 14010), there is enclosed a report from the Commissioner to the Five Civilized Tribes, dated October 27, 1906, transmitting the record relative to the application of Elsie J. Oakes for enrollment as a citizen by intermarriage of the Choctaw Nation.

On December 5, 1902, Elsie J. Oakes applied to the Commission to the Five Civilized Tribes for enrollment as a citizen by intermarriage.

On October 27, 1906, the Commissioner held that the applicant was entitled to be enrolled as a citizen by intermarriage of the Choctaw Nation.

The record shows that on September 16, 1902, the applicant was married to David F. Oakes, identified at No. 4246 on a roll of citizens by blood of the Choctaw Nation approved by the Department on December 12, 1902. It is also shown that the applicant was a resident in good faith of the Choctaw Nation on

June 28, 1898 and that she, together with her husband, resided continuously in the nation up to and after September 25, 1902.

In view of the record and of the opinion of the Assistant Attorney-General for the Department in letter of August 10, 1906, in reference to this case, the decision of the Commissioner favorable to the applicant is recommended for approval.

Very respectfully,

C. F. Larabee,

Acting Commissioner.

HRD-C

G. R.

DEPARTMENT OF THE INTERIOR, LLB.  
WASHINGTON.

D. C. 8847-1907.  
I.T.D. 2608-1907.

February 12, 1907.

L. R. S.

Direct.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

In conformity with the approved opinion of the Assistant Attorney-General for this Department of August 10, 1906 (I.T.D. 14010), and in accordance with the recommendation of the Indian Office of February 6, 1907 (Land 96251-1906), a copy whereof is inclosed, your decision of October 27, 1907, admitting to enrollment Elsie J. Oakes as an intermarried citizen of the Choctaw Nation is hereby affirmed.

You will advise applicant and her attorney of this action.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Thos Ryan,

First Assistant Secretary.

1 inc. and 3 to Ind. Of.

A. F. Mo.

2-13-07.

--Copy--

938/40  
DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

LAND:  
96251-1906.

February 6, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

Referring to Department letters of November 23, 1904(I.T.D. 11418), August 10, 1906 (I.T.D. 9464), and August 17, 1906(I.T.D. 14010), there is enclosed a report from the Commissioner to the Five Civilized Tribes, dated October 27, 1906, transmitting the record relative to the application of Elsie J. Oakes for enrollment as a citizen by intermarriage of the Choctaw Nation.

On December 5, 1902, Elsie J. Oakes applied to the Commission to the Five Civilized Tribes for enrollment as a citizen by intermarriage.

On October 27, 1906, the Commissioner held that the applicant was entitled to be enrolled as a citizen by intermarriage of the Choctaw Nation.

The record shows that on September 16, 1902, the applicant was married to David F. Oakes, identified at No. 4246 on a roll of citizens by blood of the Choctaw Nation approved by the Department on December 12, 1902. It is also shown that the applicant was a resident in good faith of the Choctaw Nation on

June 28, 1898 and that she, together with her husband, resided continuously in the nation up to and after September 25, 1902.

In view of the record and of the opinion of the Assistant Attorney-General for the Department in letter of August 10, 1906, in reference to this case, the decision of the Commissioner favorable to the applicant is recommended for approval.

Very respectfully,

C. F. Larabee,

Acting Commissioner.

HRD-C

1512

Eastman H. Hart

et al

Choc

-----o-----

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record herein is in the matter of the application for the  
enrollment as a citizen by intermarriage of the Choctaw Nation of

MATTIE HART,

7 D 587 -

-----o-----

Commission to the Five Civilized Tribes,

Tusnkanooma, Indian Territory.

October 10, 1899.

In the enrollment of Mattie Hart as an intermarried Choctaw and  
children as Choctaws by blood; Eastman Hart being sworn and examined  
by com'r McKennon testifies as follows:

Q What is your name? A Eastman Hart.

Q How old are you? A Forty-four or five.

Q You are a Choctaw citizen by blood? A Yes sir.

Q Your wife is a ~~Choctaw~~ white woman? A Yes sir.

Q Her name is Mattie? A Yes sir, Martha Matilda is her  
name, but we generally call her Mattie.

Q Were you lawfully married to her? A Yes sir.

Q In the Choctaw Nation? A Yes sir.

Q When? A In 1875.

Q Who married you? A W. J. B. Lloyd, a Minister of the Gospel

Q She is living with you yet? A Yes sir.

Susan Armfield is my daughter, and I understand that she was  
placed on a doubtful card at Caddo, possibly for want of evidence  
of marriage of myself and her mother above mentioned; Amelia  
Brown is another married child of mine; her case may be in the  
same state.

-----  
Department of the Interior,

Commission to the Five Civilized Tribes.

I hereby certify that the foregoing is a true and correct  
stenographic transcription of the testimony of Eastman Hart, as  
given to the above named Commission, that the  
transcript is a true, full and correct translation of  
my stenographic notes.

*McKennon*



Department of the Interior.  
Commission to the Five Civilized Tribes.  
Tushahoma, Indian Territory, December 8th, 1902.

Choctaw D 987.  
Intermarried.

In the matter of the application of Mattie Hart for enrollment as an intermarried citizen of the Choctaw Nation.

Mattie Hart, having been first duly sworn, upon her oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Mattie Hart.  
Q What is your age? A Forty nine.  
Q What is your post office address? A Hugo, Indian Territory.  
Q How long have you been a resident of the Choctaw Nation? A Ever since 1875.  
Q Have you lived here continuously since that time? A Yes sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A I do.  
Q What is the name of your Choctaw husband through whom you claim these rights? A Eastman Hart.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation?  
A He is.  
Q Have his rights to enrollment ever been disputed? A No sir.  
Q When were you married to Eastman Hart? A Fall of 1875.  
Q Where was the marriage ceremony performed? A At Honey Springs Church house.  
Q Is that in the Choctaw Nation? A Yes sir.  
Q At that time were both you and your husband bona fide residents of the Choctaw Nation? A Yes sir.  
Q Who performed the marriage ceremony? A Parson Lloyd, a minister of the gospel.  
Q Were you ever married previous to your marriage to Eastman Hart?  
A No sir.  
Q Was he ever married before his marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A We have.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

--000--

Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 8th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry C Risteen*

Subscribed and sworn to before me this 7th day of January 1903.

*Charles H. Sawyer*

Notary Public.

LQD

7 D 587 -

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Mattie Hart as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N .

It appears from the record her-in that Mattie Hart, in 1875, was lawfully married to Eastman H. Hart, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4249 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said nation as husband and wife, from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Mattie Hart should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
Chairman.

COMMISSIONER.

  
COMMISSIONER

  
COMMISSIONER

Muskogee, Indian Territory,

MAR 26 1903

COPY.

Choctaw D.587

Muskogee, Indian Territory, March 26, 1903.

Mattie Hart,

Hugo, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission rendered March 26, 1903, granting the application made ~~for your enrollment as a citizen by intermarriage of the Choctaw~~ Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision in this case and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*Tamie Bixby*  
Chairman.

Registered.

Enc. NEW 1.

COPY.

Choctaw D.587

Muskogee, Indian Territory, March 26, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission rendered March 26, 1903, granting the application made for the enrollment of Mattie Hart as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*James Bixby.*

Chairman.

Registered.

Enc. NEW 2.

(Copy)

Commission to the Five Civilized Tribes.

Tushkahomma, Indian Territory,

October 10, 1890.

In the enrollment of Mattie Hart as an intermarried Choctaw and children as Choctaws by blood; Eastman Hart being sworn and examined by Com'r McKennon testifies as follows:

- Q What is your name? A Eastman Hart.
- Q How old are you? A Forty-four or five.
- Q You are a Choctaw citizen by blood? A Yes sir.
- Q Your wife is a white woman? A Yes sir.
- Q Her name is Mattie? A Yes sir, Martha Matilda is her name, but we generally call her Mattie.
- Q Were you lawfully married to her? A Yes sir.
- Q In the Choctaw Nation? A Yes sir.
- Q When? A In 1875.
- Q Who married you? A W. J. B. Loyd, a Minister of the Gospel.
- Q She is living with you yet? A Yes sir.

Susan Armfield is my daughter, and I understand that she was placed on a doubtful card at Caddo, possibly for want of evidence of marriage of myself and her mother above mentioned; Amelia Brown is another married child of mine; her case may be in the same state.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

I hereby certify, upon my official oath as stenographer to above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

(signed) M. D. Green.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES  
**FILED**

---

SEP 6 1902

*[Handwritten signature]*  
ACTING CHIEF

This is to Certify that I  
Unitd in Holy Matrimony  
at Golden Bluff, Lamar Co Texas  
January 6<sup>th</sup> 1902 by George  
Anderson & Miss Pearl Hart  
under License issued by County  
Clerk Lamar Co Texas.

E. J. Williams

Minister Gospel, M. E. Church South

11-17-00  
2

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

JUL 7 1900



ACTING CHAIRMAN



Bennington 15 Aug 23/29  
 To all whom it may concern, I certify that at  
 the Old Bok Chito Meeting  
 place years ago, I did  
 unite in Marriage Mr  
 Eastman Hart and Miss  
 Mat (or Mattie) Chapman  
 That I made a record of  
 the same but, my book  
 is lost or misplaced so  
 that I cannot give out  
 neither do I know that I  
 give the full names.

W. G. B. L. Lloyd  
 a minister of the  
 Gospel.

(C O P Y.)

Bennington I T Aug 23/99

To all whome it may concern, I certify that at the  
Old Bok Chito Meeting place years ago I did unite  
in Marriage Mr Eastman Hart and Miss Mat (or Mattie)  
Chapman That I made a record of the same But My  
book is lost or misplaced so that I cannot give  
dates neither do I know that I give the full names.

W G B Lloyd

a Minister of the

Gospel.

-----o-----

(Endorsed as follows):

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

F I L E D

JUL 7 1900

Tams Bixby Acting Chairm

17 1512.

I, Milo Blair, stenographer to the Commission to the Five  
Civilized Tribes, state on my oath that the above and foregoing is  
a full, true and correct copy of the original certificate of marriage  
between Mr. Eastman Hart and Miss Mat (or Mattie) Chapman, now on  
file with the records of this Commission in Choctaw case number D-587.

*Milo Blair,*

Subscribed and sworn to before me this 6th day of March, 1902.

*Charles X. Sawyer.*

Notary Public.

Choctaw 1312

Muskogee, Indian Territory, April 24, 1906.

George H. Anderson,

Soper, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter without date in which you ask if you can now be enrolled as an intermarried citizen of the Choctaw Nation and state that you married Pearl Hart, a Choctaw by blood, January 6, 1902, and first made application for enrollment at Antlers in 1902.

In reply you are advised that it does not appear from the records of this office that application was made by you or on your behalf for enrollment as an intermarried citizen of the Choctaw Nation within the time provided by the act of Congress of July 1, 1902, and there is now, under existing legislation, no provision for the reception of original applications for enrollment in the Choctaw and Chickasaw Nations.

Respectfully,

Commissioner.

7-1512

Muskogee, Indian Territory, May 2, 1906.

George Anderson,

Soper, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 23, 1906, in which you state that you made application for enrollment as an intermarried citizen of the Choctaw Nation at Antlers, Indian Territory, in 1902 and you do not understand why the records of this office do not show such application.

In reply to your letter you are advised that it does not appear from the records of this office that application was made by you or on your behalf for enrollment as an intermarried citizen of the Choctaw Nation within the time provided by the act of Congress approved July 1, 1902. It does appear that on December 6, 1902, the marriage certificate showing the marriage of George Anderson and Pearl Hart, under a license issued by the clerk of Lamar County, Texas was filed but under the Choctaw law no person was entitled to enrollment as an intermarried citizen of the Choctaw Nation who married a female citizen of the Choctaw Nation not in accordance with the tribal laws.

Respectfully,

Commissioner.

1513

David B. Roebuck

Choc

EMPTY

1514

Kizzie Frazier

Che

A-4257

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
CHOCTAW LAND OFFICE.

FILED

JUL 29 1904

*[Handwritten signature]*  
-RUM

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
CHOCTAW LAND OFFICE.

Atoka, Indian Territory, June 29, 1904.

7-1514.

Roll-4257.

In the matter of the application of Edmund Gardner, Choctaw card No. 1431, approved roll No. 3989, for selection of land in allotment as administrator of the estate of Kizzie Frazier, deceased, Choctaw card No. 1514, approved roll No. 4257.

Edmund Gardner being first duly sworn testifies as follows:

JACOB HOMER OFFICIAL INTERPRETER:

EXAMINATION BY THE COMMISSION:

- What is your name? A Edmund Gardner.
- Q What is the name of your father? A George Gardner.
- Q What is the name of your mother? A Lucinda Gardner.
- Q What is your post office address? A Soper? I. T.
- Q What was it in 1899, at the time you were enrolled? A Goodland, I. T.
- Q What is your object in appearing at the Choctaw Land Office today? A To select land in allotment for Kizzie Frazier, deceased, as administrator of her estate.

Applicant offers letters of administration issued by the United States Court, Central District, Indian Territory, dated June 28, 1904, wherein Ed W. Gardner is appointed administrator of the estate of Kizzie Frazier, deceased, who died on or about the 28th day of August, A. D. 1903.

- Q In the letters of administration which you present here I see that Ed W. Gardner is named as administrator of the estate of Kizzie Frazier, deceased, are you identical with that person? A Yes sir.
- Q How does it happen that you gave your name to the United States Court as Ed W. Gardner and to the Commission to the Five Civilized Tribes as Edmund Gardner? A There are other Choctaws of the same name and I have had trouble with it, and have been in the habit of giving my name as Ed W. Gardner since I enrolled.
- Q When did Kizzie Frazier die? A August 28, 1903.
- Q Are you any relation to Kizzie Frazier? A My mother and Kizzie Frazier's mother were sisters.
- Q Was Kizzie Frazier ever married? A Yes sir.
- Q Did she leave any children? A No sir.
- Q Were you present at the time of her death? A Yes sir.
- Q Where did she live at the time of her death? A In Kiamichi County, near Boswell, I. T.
- Q Where did she live in 1899 at the time she was enrolled, what was her post office? A I think it was Nelson, I. T.

Lewis T. Martin on oath states that the above is a full, true and correct transcript of his stenographic notes as taken in said cause on June 29, 1904.

Sworn to before me this June 30, 1904.

*Lewis T. Martin*

*Edward Shelby*



COPY

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

--oOo--

In the matter of the enrollment of Kizzie Frazier as a citizen by blood of the Choctaw Nation, the selection of an allotment in her name, and the date of the death of the said Kizzie Frazier.

DECISION

It appears from the records of the Commissioner to the Five Civilized Tribes that Kizzie Frazier has been finally enrolled as a citizen by blood of the Choctaw Nation, her name appearing opposite No. 4257 upon a schedule constituting a part of the final roll of citizens by blood of the Choctaw Nation approved by the Secretary of the Interior December 12, 1902.

It appears that on June 29, 1904, Ed W. Gardner appeared before the Choctaw Land Office of the Commission to the Five Civilized Tribes, located at Atoka, Indian Territory, and presented letters of administration issued by the United States Court for the Central District of the Indian Territory appointing him administrator of the estate of Kizzie Frazier, deceased, and in said letters it is recited that the death of Kizzie Frazier occurred on or about August 28, 1903.

It also appears from the testimony of said administrator of June 29, 1904, that Kizzie Frazier died August 28, 1903.

Upon the submission of the above letters of administration and the testimony as to the date of the death of Kizzie Frazier, Ed W. Gardner, as administrator, was permitted to select as the allotment of Kizzie Frazier, deceased, Choctaw Roll by Blood No. 4257, the following described land in the Choctaw Nation of the total appraised value of \$1040.00:

Homestead-  
E/2 of the NW/4 of  
Section 12, Township 5  
South, Range 8 East.

Exclusive of homestead-  
W/2 of the NW/4 of  
Section 12, Township 5  
South, Range 8 East.

Unofficial information as to the death of the said Kizzie Frazier prior to September 25, 1902, the date of the ratification of the Choctaw-Chickasaw agreement having been received, an investigation was instituted for the purpose of ascertaining the exact date of the death of the said Kizzie Frazier, and the record herein is the result of such investigation.

I am of the opinion that the evidence herein clearly shows that Kizzie Frazier, whose name appears upon the final roll

(2)

of citizens by blood of the Choctaw Nation opposite No. 4257,  
died in the month of August or September, 1901.

SIGNED

*J. S. Wright.*

Muskogee, Indian Territory,

AUG -5 1907

Commissioner to the  
Five Civilized Tribes.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ATOKA, INDIAN TERRITORY, MARCH 30, 1906.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of March 29, 1906, stating that on June 29, 1904, Edmund Gardner appeared at this office and selected an allotment as the administrator of the estate of Kizzie Frazier, Choctaw Roll by Blood No. 4257; that he stated at that time that said Kizzie Frazier died on August 28, 1903, but that it does not appear that any affidavits of death were filed with this office.

You request to be advised if affidavits relative to the death of Kizzie Frazier were filed, and if so, that copies thereof be forwarded to the General Office.

It is noted that you state unofficial information has been received relative to the death of Kizzie Frazier prior to September 25, 1902, and direct that further action relative to this allotment be suspended until further advised.

In reply thereto you are advised that it appears from the records of this office that on June 29, 1904, Edmund Gardner appeared at this office and selected land in allotment of the appraised value of \$1,040.00 for the estate of Kizzie Frazier,

deceased, Choctaw Roll by Blood No. 4257, under letters of administration issued by the United States Court for the Central District of the Indian Territory at Durant; on which date Edmund Gardner's testimony was taken in which he states that Kizzie Frazier died August 28, 1903, a copy of which testimony is enclosed herewith.

Our records fail to show that any additional evidence was filed relative to the death of Kizzie Frazier.

Respectfully,

(Signed) W.H. Angell.

Chief Clerk.

Encl. WLM. 30/9

REFER IN REPLY TO THE FOLLOWING:

A-4257

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, August 14, 1902

Ed W. Gardner,

Soper, Indian Territory.

Dear Sir:

There is enclosed you herewith for your information a copy of the decision of the Commissioner of August 5, 1907, in the matter of the date of the death of Kizzie Frazier whose name appears opposite No. 4257 upon the approved roll of citizens by blood of the Choctaw nation.

You are hereby notified that you will be allowed to introduce testimony and show cause before the Commissioner at his office in Muskogee, Indian Territory, Saturday, September 7, 1907, at nine o'clock A. M., why recommendation should not be made to the Secretary of the Interior for the cancellation of the allotment selection made by you as administrator of the estate of Kizzie Frazier, deceased, for the reason that the said Kizzie Frazier died prior to September 25, 1902, the date of the ratification of the Choctaw-Chickasaw agreement approved July 1, 1902.

Respectfully,

Registered.  
Inc. 5-LGG.

  
Commissioner

290  
REFER IN REPLY TO THE FOLLOWING:

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

GAW

I.T.  
82860-1907  
82861- "  
82862- "  
82863- " File 053  
D.C. 1129-1907.

November 7, 1907.

Subject:  
Cancellation of  
certain allotments.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Referring to four communications from the Acting Commissioner to the Five Civilized Tribes, dated October 10, 1907, transmitting the records in the matter of the dates of the deaths of Willy S. Williams, Sibbie King, Mary Noah and Kizzie Frazier, who were enrolled as citizens by blood of the Choctaw Nation and afterwards found to be not entitled to such enrollment, you are advised that on November 4, 1907, the Department approved the recommendation in each case that notations be made on the copies of the rolls in the possession of the Department and this Office that these persons died prior to September 25, 1902, and are not entitled to land or money, and that you be authorized to make like notation on the copies of the roll in your possession. A copy of each letter submitting the records to the Department is enclosed.

Notations have been made on the copies of the rolls in the possession of the Department and this Office.

Very respectfully,

C. F. Larrabee,  
Acting Commissioner.

EVB-EH

REFER IN REPLY TO THE FOLLOWING:

I.T. 82863-1907      DEPARTMENT OF THE INTERIOR,  
                                 OFFICE OF INDIAN AFFAIRS,  
                                 WASHINGTON.

File 053

Subject:  
Cancellation of allotment  
of Kizzie Frazier, Choctaw.

November 2, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit a communication from the Acting Commissioner to the Five Civilized Tribes, dated October 10, 1907, enclosing the record in the matter of the date of the death of Kizzie Frazier, whose name appears opposite No. 4257 on the roll of citizens of the Choctaw Nation approved December 12, 1902.

The record includes the decision of the Commissioner, dated August 5, 1907, holding that this person died in the month of August or September, 1901, a copy of which decision was sent by registered mail to Ed W. Gardner, of Soper, Indian Territory, on August 14, 1907, who was at the same time notified that he would be allowed to introduce testimony and show cause before the Commissioner on Saturday, September 7, 1907, why recommendation should not be made for the cancellation of the allotment selection made by him as administrator of the estate of the deceased allottee. No appearance was made by the administrator at the time designated and no action has been taken by him in reference thereto.

The Office has examined the record in this case and concurs in the recommendation of the Acting Commissioner that there be placed opposite the name of Kizzie Frazier, at No. 4257, on the copies of the roll in the possession of the Department and this Office, the following notation:

"Died prior to September 25, 1902;  
not entitled to land or money";

and that the Commissioner to the Five Civilized Tribes be authorized to make a like notation on the copies of the final roll and the letter of transmittal in his possession, and that the allotment selection heretofore made in the name of Kizzie Frazier be cancelled, set aside and held for naught.

Very respectfully,

F. E. Leupp

Commissioner.

EWE-EH

November 4, 1907.

Approved:

Frank Pierce

First Assistant Secretary.



Muskogee, Indian Territory, October 10, 1907.

Subject:  
Death of Kizzie  
Frazier, Choctaw  
by Blood No. 4257.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith the record in the matter of the date of the death of Kizzie Frazier, whose name appears opposite No. 4257 upon a schedule constituting a part of the final roll of citizens by blood of the Choctaw Nation, approved by the Secretary of the Interior December 12, 1902, which record includes the decision of the Commissioner to the Five Civilized Tribes of August 3, 1907, holding that the said Kizzie Frazier died in the month of August or September, 1901.

A copy of the decision of the Commissioner to the Five Civilized Tribes was, on August 14, 1907, forwarded by registered mail to Ed W. Gardner, Soper, Indian Territory, and he was notified that he would be allowed to introduce testimony and show cause before the Commissioner, at his office in Muskogee, Indian Territory, Saturday, September 7, 1907, at nine o'clock, A. M., why recommendation should not be made to the Secretary of the Interior for the cancellation of the allot-

Secretary -2-

ment reelection made by him, an administrator of the estate of Kizzie Frazier, deceased, for the reason that the said Kizzie Frazier died prior to September 25, 1902, the date of the ratification of the Choctaw-Chickasaw agreement approved July 1, 1902.

No appearance was made by the administrator at the office of the Commissioner at the time designated in the notice of August 14, 1907, and no further action with reference thereto has been taken.

Inasmuch as it appears that Kizzie Frazier died prior to September 25, 1902, the date of the ratification of the Choctaw-Chickasaw agreement approved July 1, 1902 (32 Stats., 641), I have the honor to recommend that upon the copies of the final roll of citizens by blood of the Choctaw Nation in the possession of the Department and Indian Office there be placed opposite the name of Kizzie Frazier, as it appears thereon at No. 4237, the notation:

"Died prior to September 25, 1902;  
not entitled to land or money",

and also upon the original letter, and copies thereof, transmitting the schedule containing the name of Kizzie Frazier for Departmental action.

It is also recommended that this office be authorized to make like notation upon the copies of the final roll and

Secretary -3-

letter of transmittal in its possession, and that the allotment selected in the name of Kizzie Frazier be cancelled, set aside and held for naught.

Respectfully,

SIGNED



Acting Commissioner.

VR 10-1

Through the  
Commissioner of  
Indian Affairs.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

7 - 1514.

R - 4257.

Sulphur, Indian Territory, February 28, 1907.

oOo

In the matter of the death of Kizzie Frazier, a citizen by blood of the Choctaw Nation, , Field Card Number 1514, approved Roll Number 4257.

Testimony taken at Boswell, Indian Territory, December 31, 1906, at Hotel King.

EDMUND GARDNER, being first duly sworn, by Lacey P. Bobo, Notary Public in and for the Central District of the Indian Territory, testified as follows:

Jacob Homer, Official Interpreter.

BY THE COMMISSIONER:

- Q What is your name? A Edmund Gardner.
- Q How old are you? A Going on 53.
- Q What is your post office? A Lenton, I. T.
- Q Are you a duly enrolled and recognized citizen by blood of the Choctaw Nation? A Yes.
- Q It appears from the records of the Commission to the Five Civilized Tribes that one Ed. W. Gardner, as administrator of the estate of Kizzie Frazier has made selection of land for said decedent: Are you identified with the Ed. W. Gardner, administrator of Kizzie Frazier's estate? A Yes.
- Q If you know the name of either of Kizzie Frazier's parents, mention them?
- A Mary Fulson was the mother and Elum Mackey was her father.
- Q What relation are you to Kizzie Frazier, if related to her?
- A In Choctaw it would be sister, but in English it would be first cousin.
- Q When did this woman die? A I can't tell exactly, I have forgotten, but it was in August.
- Q In August what year? A Some time about the 27th or 28th of August, I do not remember the year.
- Q How many years ago has it been? A It has been about three or four years ago since she died.
- Q Are you able to state at this time distinctly and positively whether Kizzie Frazier died three or four years ago last August?
- A I think this coming August will be four years.
- Q How do you identify Kizzie Frazier's death as having occurred in the month of August 1903?
- A The way I remember it, it was after they commenced filing land nearly a year that she died.
- Q Who was Kizzie Frazier's husband? A Silan Homer.
- Q Did not Kizzie Frazier during her life time procure, or at least make application, for a divorce from Silan Homer?
- A Yes, sir.
- Q Where did she make application for this divorce?
- A She went over to the District Court at Mayhaw and she got a divorce and she died soon after she got the divorce.

In re the death of Kizzie Frazier--#2---Edmund Gardner, Witness.

- Q What judicial division of the Choctaw Nation was that?  
A Third District.  
Q How long after she was granted this divorce from Silan Homer until her death occurred?  
A About two or three weeks after she got the divorce she died.  
Q Who was the district Judge at the time this divorce was granted?  
A It was Ed Everidge.  
Q Would the records of the Third District Court, held near Mayhew, Indian Territory, show when this divorce was granted?  
A I think so, it would show whatever they done.  
Q Are you positive she was granted a divorce? A Yes, sir.  
Q How long was her application pending in that Court before the divorce was granted? A About a week or two.  
Q You state as a positive fact that Kizzie Frazier procured a divorce from Silan Homer in the Third District Court of the Choctaw Nation and died within two or three weeks after procuring same?  
A Yes, sir.  
Q Were you present at the burial of this woman or at the time of her death? A Yes, sir.  
Q Who furnished the shroud and burial outfit?  
A I fixed everything myself, I made the coffin myself.  
Q Where is she buried? A She is buried over here about two miles and a half from this place.  
Q Who was present at the burial besides yourself?  
Q There is only two --Fisher Frazier was there and Billy Morris.  
Q Do you mean to state that you are the only survivor of those who assisted in the burial of Kizzie Frazier, with the exception of the two parties you mention?  
A Yes, sir, they are all dead.  
Q What caused Kizzie's death? A Biliousness and flux.  
Q How long was she sick? A Her sickness commenced in July and I expect it was amonth or over before she died.  
Q Was she sick at the time she was up at Mayhew after the divorce?  
A Yes, sir, she was sick when she went over there and I heard she was pretty bad sick. While she was at Court they sent after me and I went over there and brought her home and she died; she died at my house.  
Q Was this Kizzie Frazier a member of any church in the vicinity of where she lived?  
A Yes, she belonged to the church but she quit and did not join again and she died.  
Q She was not a member in good standing at the time she died?  
A No, sir, when she separated from her husband she quit the church.  
Q Were any funeral services conducted after her death?  
A No, sir.  
Q Would the records of that church to which she formerly belonged show the date of her death? A I do not know, I think not.  
Q Who is custodian of the Church records where she formerly held membership? A Rtna Scott used to keep the church records but he has been dead a long time; she used to belong to the Church over here at Pigeon Roost and she moved up to the other side of Boggy and belonged to the Methodist church, but she separated from her man soon after she moved over there across Boggy and I do not know whether they ever got her name or not.

Witness Excused.

In re the death of Kizzie Frazier---#3---

Testimony taken at Soper, Indian Territory, January 9,  
1906.

SILAS HOMER, being first duly sworn by Lacey P? Bobo,  
Notary Public in and for the Central District of the Indian Terri-  
tory, testified as follows:

Jacob Homer, Official Interpreter.

BY THE COMMISSIONER:

- Q What is your name? A Silas Homer.  
Q How old are you? A I do not know exactly my age, but I guess  
I am about 48 years old.  
Q What is your post office address? A Soper, I. T.  
Q Are you a duly enrolled and approved citizen by blood of the  
Choctaw Nation?  
A Yes, sir, I am a full-blood.

Witness is identified as a Choctaw by blood,  
Roll Number 4095 .

- Q Were you formerly the husband of a full-blood Choctaw woman  
by the name of Kizzie Frazier, who in 1899 lived at or near  
Nelson, Indian Territory? A Yes.  
Q Did you know her by the name of Kizzie Frazier before you  
married her? A Yes, sir.  
Q Did you know either the father or the mother of this Kizzie  
Frazier or the County they lived in?  
A I did not know her father and mother.  
Q Did this Kizzie Frazier come from Jackson County?  
A I don't know.  
Q Previous to your marriage to her, was Kizzie Frazier married to  
a man by the name of Frazier?  
A She was the wife of Louis Green and when Louis died she mar-  
ried Stephen Frazier and Stephen died and I married her.  
Q After your marriage to her, did she procure a divorce from  
you or did you procure a divorce from her?  
A I procured the divorce myself.  
Q From what Court in session where?  
A Third District Court at Mayhew.  
Q How long after you married this woman until you procured the  
divorce from her? A It was not quite a year.  
Q Do you remember who was District Judge of the Court that gran-  
ted you this divorce?  
A Yes, that big fat fellow over here at Grant--his name is  
Everidge.  
Q Do you know who was District Attorney?  
A That District Attorney he lives over here at Antlers, I do  
not know his name, he looks like a white man.  
Q How long did Kizzie Frazier live after you procured the di-  
vorce from her?  
A I do not think it was quite two weeks, because she took sick  
over there at Court and I heard she died about a week after  
that.  
Q Where did she die? A Over here across Boggy on the other side  
of Dan'l Wade's house where Edmund Gardner used to live.  
Q Did you assist in the burial? A No, sir, I did not know  
anything about it so I did not go down there.  
Q Have you among your papers a copy of this decree of divorce  
granted you from Kizzie Frazier?  
A Yes, sir, I have it at home, also I have a little slip of  
paper that shows when I married this Kizzie Frazier?  
Q You are acquainted with Mr. T. L. Griggs, the gentleman present  
are you? A Yes, sir.

In re the death of Kizzie Frazier--#4--Silan Homer, Witness.

Q Will you kindly procure those papers, your marriage certificate to Kizzie Frazier and your decree of divorce from this woman, and turn them over to Mr. T. L. Griggs of Soper, I. T., that he may mail them directly to this Choctaw-Chickasaw Field Party?

A Yes, Sir, I will.

Mr. T. L. Grigg, a reputable citizen by blood of the Choctaw Nation, agrees to mail said papers to this party immediately upon delivery to him by the witness.

Q When did Kizzie Frazier die? A She died in the summer.  
Q Do you know how many summers have passed since she died?

A I do not know how many summers it has been.

Q It appears from the records of the Commission to the Five Civilized Tribes that Ed. W. Gardner, administrator of the estate of Kizzie Frazier, testified at Atoka, Indian Territory, that Kizzie Frazier died on or about the 28th of August 1903; this same Ed. W. Gardner appeared and reiterated that testimony as to her dying the 28th of August 1903, which was only three summers ago from last summer: Do you know whether or not Edmund Gardner was mistaken about her dying three summers ago from last summer?

A She died more than three summers ago, she died way before that.  
Q Did you marry again after securing this divorce from Kizzie?

A Yes.

Q How long did you remain single after Kizzie's death until your marriage to your present wife? A I stayed single nearly a year.

Q Do you know when you married this last woman?

A I have been married to this last wife about six years; I have a child that will be three years old the 10th of this next March.

Q What is the name of the child you mention? A Solomon.

The witness's child referred to is identified as Solomon Homer, Choctaw New Born, Roll No. 969.

Q How long had you been married to the mother of this new born child, Solomon Homer, before your wife gave birth to Solomon?

A I had been married over two years when this child was born.

Q Do you state as a positive fact that Kizzie Frazier died in about a week's time after you procured a divorce from her, and that in less than one year afterward you married your present wife and after being married to your present wife about two years she gave birth to a son on March 10, 1904, since enrolled as Solomon Homer?

A Yes, sir.

Q Do you remember when the Supplemental Agreement was ratified by the Choctaws and Chickasaws providing for the allotment of the lands?

A No, I do not, I don't know anything about books.

Witness Excused.

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On January 11, 1907, this party received, by registered mail, from T. L. Grigg of Soper, Indian Territory, the following papers, herein incorporated and referred to in connection with the evidence in this case:



In re the death of Kizzie Frazier---#5-----

Marriage certificate as follows:

(Original attached to this testimony).

"Know all men by these presents, that I, W. E. Gipson, a Minister of the Gospel in the Cumberland Presbyterian Church, have this the 4 day of March, 1901, joined in the holy estate of matrimony Mr. Sallin Homma of the Kameche County, Choctaw Nation, and Mrs. Kasey Frazier of Kameche County, Choctaw Nation."

(Signed) Rev W.E. Gibson, C.P.C.,  
Minister of the Gospel."

And decree of divorce as follows:

(Original attached to this testimony).

"BILL OF DIVORCE.

THE CHOCTAW NATION,

In Circuit Court of the Third Judicial District, Regular August term 1901, a petition of Silen Homma, being presented by his Attorney in said Court, for a Bill of Divorce, setting forth the facts, etc., and after the Court hearing the Testimony in regard to the petition do order and decree that a Bill of Divorce be issued to the applicant, Silen Homma.

THEREFORE, I do issue a Bill of Divorce to said applicant, Silen Homma, forever releasing him from the Bonds of Matrimony heretofore existing between Silen Homma and Kizzie Homma."

"Given under my hand and seal of office, this 15th day of August, A. D., 1901.

CIRCUIT COURT  
of  
"PUSHMATAHA DISTRICT,

(Signed): M. M. Everidge,"

Circuit Clerk, 3rd District, C.N.;

( SEAL ).

CHOCTAW NATION."

By \_\_\_\_\_ Deputy."

W. P. Covington, being first duly sworn, states that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in above case on dates and at places set forth herein.

Subscribed and sworn to before me this

*W. P. Covington*  
1<sup>st</sup> day of March  
*Lacey P. Bobo*  
Notary Public.

\* 1907.



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

JUNE 23, 1910.

In re date of death of Kissie Frazier, a Choctaw.  
Roll No. 4257. Card No. 1514.

Testimony of Silon Homer taken at his home six miles northwest  
of Soper, Oklahoma on June 23, 1910.

SILON HOMER being first duly sworn by S. A. Mills, United  
States Deputy Clerk for the Eastern District of  
Oklahoma, testified as follows, through A. J.  
Vincent, sworn interpreter.

Questions by MR. S. A. Mills.

- Q: What is your name? A: Silon Homer.  
Q: How old are you? A: About 56 years old.  
Q: What is your postoffice address? A: Soper, Oklahoma.  
Q: Are you a citizen of the Five Civilized Tribes of Indians?  
A: Yes, a full blood Choctaw Indian.  
Q: Can you read or write the English language?  
A: No sir, neither one.  
Q: Do you know one, Kissie Frazier?  
A: Yes, she was my wife once, a long time ago.  
Q: Where is she now? A: She is dead.  
Q: When did she die?  
A: I don't know the year by dates, she died same year we divorced  
at Puskamatah, same place, Mayhew court-ground.

( It appears that this court ground was known by both names)

- Q: Were you divorced, tell me about it?  
A: Kissie and me had trouble, she wouldn't stay home like she  
ought to, so I left her and got a divorce.  
Q: Who was judge? A: Ed Everidge.  
Q: Who was your attorney?  
A: Doc Everidge.  
Q: Where does he live?  
A: Live near Grant--- there where he used to live.  
Q: Who obtained the divorce, you or Kissie?  
A: I didp the Court gave me a divorce.

- Q: Did you receive any paper or anything to show you got the divorce and not Kizzie?
- A: Yes the court gave me the divorce, I asked it, the Court gave me the paper.
- Q: Please let me see the paper you say the Court gave you showing you were divorced from Kizzie?
- A: The Commissioner at Muskogee has it. When they were at Soper investigating about filing and was examining me, they asked me about Kizzie and I told them all about her and me and they asked me for the paper and I gave the paper and letters to the Commission and I never got them back yet.
- Q: Was Kizzie dead when you let the Commissioner have your divorce paper?
- A: Yes a long time dead.
- Q: How long dead?
- A: I don't know for sure, a long time.
- Q: Where did Kizzie die?
- A: At Chief ~~Hornby~~'s near Reuben Durant--- near Boswell.
- Q: Who was there with her when she died, if you know-- were you there?
- A: No sir, I wasn't there but Isaac Cole was there. She was living with ~~Elmer~~ ~~Wilson~~ when she died. I don't know much about her after the divorce, she lived only about one month more.
- Q: Are you sure that Kizzie Frazier died within the same year and within a month of the time of the divorce you speak of?
- A: Yes I am sure she lived only about one month after the divorce from me. She was sick only about three weeks.
- Q: Was there any doctor attending her during her last illness?
- A: I don't know anything about that or about what was the matter with her, only I know she died and was buried about a month after the divorce.
- Q: How is it, if you know that your divorced wife Kizzie Homer was called and known as Kizzie Frazier?
- A: She was Kizzie Frazier before I married her and after her divorce they called her Kizzie Frazier again. She was married to Stephen Frazier before I married her. We was married about one year. She stay away too much, I don't like that so I got a divorce.

Witness excused.

Testimony of Isaac Cole, in re date of death of Kizzie Frazier taken near Soper, Oklahoma, in the woods.

Isaac Cole being first duly sworn by S. A. Mills, United States Deputy Clerk for the Eastern District of Oklahoma, testified as follows, through A. J. Vincent, sworn interpreter.

Questions by Mr. S. A. Mills.

- Q: What is your name? A: Isaac Cole.  
 Q: How old are you? A: About 49 years old.  
 Q: What is your postoffice address? A: Soper Oklahoma.  
 Q: Are you a citizen of the Five Civilized Tribes of Indians?  
 A: Yes a full blood Choctaw.  
 Q: Do you know one, Kizzie Frazier, one time the wife of Silon Homer?  
 A: Yes she is dead.  
 Q: How do you know she is dead?  
 A: I was there when she died, she died at Chief Hensby's place. She was sick there, she was living with Edw<sup>d</sup> Gardner. Iereal Gardner son of Edw<sup>d</sup> Gardner came after me to tell me Kizzie was sick and I went to see her and she died while I was there. I stayed and helped bury her, I helped bury her in Pointy grave-yard there was no funeral, we just buried her, it has been so long time. I forget who else was there besides me and Edw<sup>d</sup> Gardner and his family. There was no preaching, all I can think who was there, who all else I can think was there are now dead.  
 Q: Was any doctor in attendance upon Kizzie Frazier during her last illness at the time she died?  
 A: No just themselves.  
 Q: Where did you get the coffin that Kizzie Frazier was buried in?  
 A: It was home made one, made it there.  
 Q: When was it, what year, what month and day of the month that Kizzie Frazier died?  
 A: I don't remember, it has been so long ago.  
 Q: Who was Kizzie's husband before she died?  
 A: Silon Homer, he was divorced from her at Mayhew Court and soon after that she and Edw<sup>d</sup> Gardner lived together until she died.  
 Q: How long after the time of the divorce you speak of when you say Silon Homer was divorced from Kizzie Frazier, did she die?  
 A: The same year, sometime in the fall, I don't remember just the month, sometime between September and Christmas that year.  
 Q: Are you sure, beyond a doubt, that Kizzie Frazier whom you state was divorced from Silon Homer and who went and lived with Edw<sup>d</sup> Gardner and died at Chief Hensby's place, died the same year she was divorced from Silon Homer?  
 A: Yes the same year, the same fall, I don't remember the month.  
 Q: Were you present at the time the Court at Mayhew--- granted the divorce you speak of, the divorce of Silon Homer and Kizzie Frazier?  
 A: No, but I heard about it, I know all about it.  
 Q: What Court was it, the Choctaw Court or the United States court?  
 A: Choctaw court, Judge Everidge, judge.

Witness excused.

Testimony of M. B. Everidge, in re date of death of Kizzie Frazier, taken at his home near Hugo, Oklahoma.

M. B. EVERIDGE being first duly sworn by S. A. Mills,  
United States Deputy Clerk for the Eastern  
District of Oklahoma, testified as follows:

Questions by MR. S. A. Mills.

- Q: What is your name? A: M. V. Everidge.  
Q: How old are you? A: 49 years old, will soon be 50.  
Q: What is your postoffice address? A: Hugo.  
Q: Are you a citizen of the Five Civilized Tribes of Indians?  
A: Yes Choctaw by blood.  
Q: What is your actual occupation?  
A: Farmer at present I was a Choctaw lawyer for a number of years but retired from the practice six years ago when the tribal courts were abolished. At the time I retired I was the attorney general of the Choctaw Nation.  
Q: During your practice as a Choctaw lawyer did you have a client at one time, one named Silon Homer?  
A: I did.  
Q: What cause of action was he your client?  
A: In a divorce case. I obtained a divorce for him from his wife, from Kizzie Homer, she was also known as Kizzie Frazier before she became the wife of Silon Homer.  
Q: Do you know what became of this Kizzie Frazier after her divorce from Silon Homer?  
A: She died the same year I was informed, during the following tribal court session.  
Q: Do you know where she died?  
A: In Kiamitia County. She went to live with Edwin Gardner before she died.  
Q: Did you see her at the time or after her death? A: No. All I know about her death is what I was told by others. As in these days it was talked around by neighbors and friends and that is the way I knew and learned about the death among acquaintances and friends at a distance.  
Q: Are you sure that Kizzie Homer, known as Kizzie Frazier died the same year that she and Silon Homer were divorced?  
A: Yes I am quite sure it was the same year but I don't remember the month.  
Q: Have you any record of the case of the divorce of Silon Homer vs Kizzie Homer?  
A: No, not any more than I got a memorandum book of the cases that came before me, it is gone now, I don't know what became of it. I remember the next term of Court I saw Silon Homer and asked him if he had got his wife Kizzie back, so I could get another case of divorce.--- jokingly--- he then told me that Kizzie was dead, and we talked about it.  
Q: Can you give me any further information looking to the establishing of the date of death of this Kizzie Frazier nee Homer?  
A: No, only I am sure and knew that Kizzie Homer died shortly after the divorce was obtained, that same year.

Witness excused.

This is all the evidence introduced in re date of death of Kizzie Frazier at this time.

S. A. Mills, on oath states that as United States Deputy Clerk for the Eastern District of Oklahoma, he interrogated the above witnesses on oath, and that the foregoing is a true and complete transcript of the evidence secured relative to the investigation in re date of death of Kizzie Frasier, a Choctaw Indian, Roll No. 4257, Card No. 1514, from them at their residence or near by, on June 23, 1910.

S. A. Mills

Subscribed and sworn to before me this 30 day of June  
1910.

Harry Montague  
Notary Public.

Land-Allotments  
75910-1913

J E D

Jul -3 1913

The Honorable

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith reports of April 26, and June 14, 1913, from the Commissioner to the Five Civilized Tribes, relative to the Choctaw enrollment and allotment case of Kizzie Frazier.

It appears that Kizzie Frazier's name is on the final approved roll of citizens by blood of the Choctaw Nation opposite No. 4257, and that in view of the report of October 10, 1907, of the Commissioner to the Five Civilized Tribes, and the papers therewith, relative to the date of the death of said Kizzie Frazier, the Department on November 4, 1907, placed on the final approved roll opposite the name of said Kizzie Frazier the notation: "Died prior to September 25, 1902; not entitled to land or money."

Suit was instituted to cancel the patents to the land erroneously allotted to Kizzie Frazier. The Department was advised by Assistant Attorney General Ernest Knabel on March 15, 1913, that the Court, on May 2, 1912, rendered a decision against the Government in said case, and that its decision followed the opinion of the United States Supreme Court in the case of *The United States vs. Mullen* ( 224 U.S. 448 ).

The Commissioner to the Five Civilized Tribes with his report of April 26, 1913, transmitted a copy of the decree of the United States Court for the Eastern District of Oklahoma in said case, which was entitled "*The United States vs. Edmond Gardner, et al.*"

The Court found that said Kizzie Frazier was living on the 25th day of



September, 1902, hence was entitled to enrollment and allotment, and that Edmond Gardner and Mollie Gardner, his wife, as heirs of said Kizzie Frazier, deceased, had a good and perfect right to convey the lands to C. H. Colbert, and the latter was therefore decreed to be the owner of said lands.

The Commissioner to the Five Civilized Tribes requests to be advised whether, in view of said decision of the Court, the notation placed upon the approved roll of citizens by blood of the Choctaw Nation opposite the name of said Kizzie Frazier should be erased therefrom.

The Office is of the opinion that in view of the decree of the United States Court for the Eastern District of Oklahoma, in which it was found that Kizzie Frazier was living on September 25, 1902, and entitled to enrollment and allotment as a Choctaw Indian, the notation placed by the Department on November 4, 1907 on the final approved rolls of citizens by blood of the Choctaw Nation, that Kizzie Frazier died prior to September 25, 1902, and was not entitled to land or money, should be cancelled therefrom.

The Office therefore recommends that said notation be cancelled on the above-mentioned final approved rolls and that this Office and the Commissioner to the Five Civilized Tribes be authorized to take similar action relative to the copies of the rolls in their possession.

The Office further recommends that the Commissioner to the Five Civilized Tribes be directed to notify the heirs of Kizzie Frazier relative to said action.

Respectfully.

(Signed) C.F. Hanks.  
Second Assistant Commissioner.

6-GNK-28 Dec 15 1913

Approved:

(Signed) Lewis G. Laylin  
Assistant Secretary.

Land-Allotments

75910-1913

J E D

Choctaw allotment  
of Kizzie Frazier.

Dec 24 1913

The Commissioner

to the Five Civilized Tribes.

Sir:

Referring to your reports of April 20 and July 14, 1913, relative to the Choctaw enrollment and allotment case of Kizzie Frazier, you are advised that the Department on December 15, 1913, approved the recommendation of this Office of July 3, 1913, that the notation on the final approved rolls of citizens by blood of the Choctaw Nation opposite the name of Kizzie Frazier at No. 4257 thereon, to the effect that she died prior to September 25, 1902, and was not entitled to land or money, be cancelled.

The cancellation of said notation should be made by the drawing of a red line through the notation as it appears on the final approved rolls. This authorization was rendered by the Department in view of the decree of the United States Court for the Eastern District of Oklahoma in the case of the United States vs. Edmond Gardner, et al, in which case it was found by the Court that Kizzie Frazier was living on September 25, 1902, and hence was entitled to enrollment and allotment.

A copy of Office letter of July 3, 1913, approved by the Department December 15, 1913, is enclosed for your information and guidance.

Respectfully,

E. B. Meritt  
Assistant Commissioner.

12-21-VAR



W INDEMN

2546

RECEIVED DEC 27 1913

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Indian Office

Meritt,

Washington, D. C.  
Dec. 24, 1913.

Incloses copy of Dept. approval  
Dec. 15, 1913, cancellation of no-  
tation opposite name of Fizzie  
Frazier on Choctaw roll "Died  
prior to Sept. 15, 1902, etc."

2172-848

2549-1305

3188-462

2473 3377

1305  
2571

Department of Justice.

Office of United States Attorney,

EASTERN DISTRICT OF OKLAHOMA.

Kizzie Troyer

A 4257

Head

U.S. vs. Gordon

Caroline Johnson

Chas. H. B.

412

Residence *Kiamitia County District*

Post Office *Nelson, S. T.*

*Choctaw* NATION.

*Choctaw* ROLL.

Card No. ....

Field No. *1574*

Dawes' Roll No.	NAME	Relationship to Person First Named.	AGE SEX BLOOD	TRIBAL ENROLLMENT			TRIBAL ENROLLMENT OF PARENTS				
				Year.	County	No.	Name of Father	Year	County	Name of Mother	Year County
4257	<i>Frazier, Fizzie</i>		<i>45 F Full</i>	<i>1896</i>	<i>Kiamitia</i>	<i>4252</i>	<i>Elum Mackey dead</i>	<i>Blue</i>		<i>Mary Fulson dead</i>	<i>Blue</i>
2											
3											
4											
5											
6											
7											
8											
9											
10											
11											
12											
13											
14											
15											
16											
17											
18											

*11*  
*Dec 12 1902*

*No. 1. "Had prior to September 25, 1902; attributed to land or money."  
see copy of Indian Office letter of December 7, 1907, p. 10.*

*12. "Land, admin. of. No. 1."  
13. "Is dead in land of No. 1."  
14. "Is dead in land of No. 1."  
15. "Is dead in land of No. 1."  
16. "Is dead in land of No. 1."  
17. "Is dead in land of No. 1."  
18. "Is dead in land of No. 1."*

*5/9/99*

1515

Lincey Hotinlobi et al

Choc

EMPTY

1516

MOSES COOPER et al

Choc

INDEXED

IN RE

Application for Enrollment of  
INFANT CHILD.

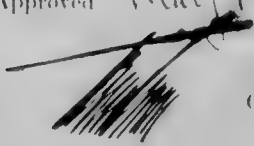
*John J. [illegible]*

As a citizen of the

*United States*

Nation.

Approved May 10 1899



Commissioner.

RECEIVED OF THE  
COMMISSIONER TO THE BUREAU OF LANDS

FILED

May 10 1899

*[Signature]* CHAIRMAN

CH

1516

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the, Chickasaw Nation,  
of Mary Cooper, born on the 31 day of May, 1898.  
Name of father Wm. Cooper, a citizen of the Chickasaw Nation.  
Name of mother: Mary Cooper, a citizen of the Chickasaw Nation.  
Post Office: Goodland, Ok.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Chickasaw District.

I, Mary Cooper, on oath, state that I am 21 years of age and a  
citizen, by blood, of the Chickasaw Nation; that I am the  
lawful wife of Wm. Cooper, who is a citizen, by blood, of the  
Chickasaw Nation; that a female child was born to me on the 31 day  
of May, 1898; that said child has been named Mary Cooper,  
and is now living.

Subscribed and sworn to before me this 10th day of May, 1898.

A. S. McKeen  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Chickasaw District.

I, \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1898; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1898.

Notary Public.

*IN RE*

Application for Enrollment of

INFANT CHILD

*Ellen Cooper*

as a citizen of

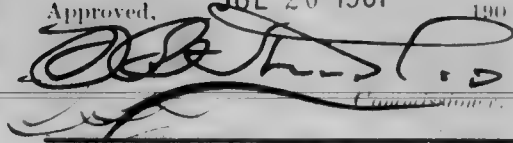
*Choctaw*

Nation.

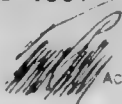
Approved,

JUL 20 1901

190

  
Commissioner.DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.**FILED**

JUL 20 1901



ACTING CHAIRMAN



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
of *Ellen Cooper*, born on the *29* day of *Jan*, 190*1*  
(Here insert name of child)  
Name of Father: *Mose Cooper*, a citizen of the *Choctaw* Nation.  
Name of Mother: *Lucy Cooper*, a citizen of the *Choctaw* Nation.  
Post-office, *Grout St.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

*Central* INDIAN TERRITORY, District.

I, *Lucy Cooper*, on oath state that I am *30*  
years of age and a citizen, by *Blood*, of the *Choctaw* Nation;  
that I am the lawful wife of *Mose Cooper*, who is a citizen, by  
*Blood*, of the *Choctaw* Nation, that a *female* child was  
(male or female)  
born to me on the *29* day of *Jan*, 190*1*; that said child has been  
named *Ellen Cooper*, and is now living.

WITNESSES TO MARK

(Must be Two Witnesses)

*B. A. Nelson*  
*H. J. Bohannon*

*Lucy Cooper*  
*mk*

Subscribed and sworn to before me this *16*day of *July*190*1*.

*D. P. Harrell*  
*Notary Public*

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

*Central* INDIAN TERRITORY, District.

I, *Elizabeth Thompson*, a *Midwife*, on oath state that I  
attended on Mrs. *Lucy Cooper*, wife of *Mose Cooper*,  
on the *29* day of *Jan*, 190*1*; that there was born to her on  
said date a *female* child; that said child is now living and is said to have been  
(male or female)  
named *Ellen Cooper*.

WITNESSES TO MARK

(Must be Two Witnesses)

*B. A. Nelson*  
*H. J. Bohannon*

*Elizabeth Thompson*  
*mk*

Subscribed and sworn to before me this *16*day of *July*190*1*.

*D. P. Harrell*  
*Notary Public*

NOTARY PUBLIC.

Muskogee, Indian Territory, July 20, 1901.

Mr. Moses Cooper,

Care, D. P. Harald, Notary Public,  
Grant, Ind, Ter.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation, of Ellen Cooper, the infant daughter of Moses and Lucy Cooper, born January 29, 1901, and the same being in proper form, has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

7-1516

Commissioner in Charge.

1517

Joe Mail et al

Choc

see Ret # N-114

Riley Winship transferred to this Jacket July 17-1906 from memo 214

Granted Jan 31, 1907

Approved by Secretary of Interior Feb 21, 1907

Memo.--- 214

Department of the Interior,  
Commissioner to the Five Civilized Tribes.  
Muskogee, Indian Territory, March 26, 1906.

---

In the matter of the alleged application for the enrollment of Riley Winship as a citizen by blood of the Choctaw Nation.

APPEARANCES: Robert E. Lee, attorney at law, Ardmore, Indian Territory, appears for the applicant.  
~~No appearance on behalf of the Choctaw and Chickasaw Nations.~~

Proof of service upon the attorneys for the Choctaw and Chickasaw Nations, notifying them that testimony would be taken before the Commissioner to the Five Civilized Tribes at his office at Muskogee, Indian Territory, on March 26, 1906, filed herewith.

JOE NAIL, being first duly sworn testified as follows:

BY THE COMMISSIONER:

Q What is your name? A Joe Nail.  
Q How old are you? A Why, I don't know--  
Q About how old? A Thirty-eight, I guess.  
Q What is your post office? A Soper, I. T.  
Q Are you a citizen by blood of the Choctaw Nation? A Yes sir.  
Q Been enrolled and received your allotment? A Yes sir.  
Q Are you acquainted with Riley Winship? A Yes sir.  
Q Are you related to this child, Riley Winship, in any way?  
A No more than a step-father.  
Q How old is Riley Winship? A He is now about eighteen.  
Q Is he living? A Yes sir.  
Q Where is he at? A Left him at home.  
Q Who is the father of Riley Winship? A Simeon Winship.  
Q Is he a citizen by blood of the Choctaw Nation? A Yes sir.  
Q Who is the mother of Riley Winship? A Paralee Nail.  
Q Is she a Choctaw Indian or a white woman? A She is intermarried.  
Q Is she a Choctaw Indian or a white woman? A White woman.  
Q Was Simeon Winship ever married to Paralee Nail? A I think not.  
Q Riley Winship is then an illegitimate child? A Yes sir.  
Q Of Paralee Nail? A Yes sir.  
Q Paralee Nail is now your wife? A Yes sir.  
Q How long have you been married to Paralee Nail? A About sixteen or seventeen years ago.  
Q About what year? A I think it was in '90.

- Q You were married prior to the payment of the Leased District Payment money? A Yes sir, before that.
- Q Was Riley Winship living with you at the time of the payment of the Leased District money? A Yes sir.
- Q Do you know whether or not any application has ever been made to the Commission to the Five Civilized Tribes for the enrollment of Riley Winship as a citizen by blood of the Choctaw Nation?
- A Yes sir.
- Q State what you know? A Why, I made application myself when this Commission was at Goodland.
- Q When? What year? A I think maybe it was 1898, if I am not mistaken.
- Q What month? A August, I believe.
- Q August, 1898? A I believe so.
- Q What did the Commission tell you at that time? A Why, they told me there wasn't any provision made for a child born that way. They refused because they were not married.
- Q Who made that statement? A I don't know who he was.
- Q What kind of looking man? A He was a low, heavy set man.
- Q Did you mention Riley Winship's name specially, and ask that he be enrolled? A Yes sir, I told him he was my step-son.
- Q Was he living with you as a member of your family at that time?
- A Yes sir.
- Q When did you apply for your own enrollment? A At the same time.
- Q And place? A Yes sir.
- Q Who was present at the time you made application for this child, Riley Winship? A Why, some parties by the name of Bates was there.
- Q Who are they? A White people--non-citizens.
- Q Do you recollect the names of any citizens by blood of the Choctaw Nation who were present at Goodland, Indian Territory, at the time of the making of this application? A I think, maybe, Wilson Thomas was there.
- Q Wilson Thomas, is he a Choctaw by blood? A I don't think he has been approved yet.
- Q Well, do you recollect the name of any Indian? A No, I don't. So many people were there I never paid any attention much.
- Q Have you ever done anything since that time to secure the enrollment of this child? A Since that time, no sir.

Riley Winship, the applicant, is identified upon the 1893 Choctaw Leased District Payment Roll, opposite number 509, Kiamitia County.

BY MR. LEE:

- Q I will ask you Mr. Nail, if at the time you made this application for Riley Winship, you made application for the rest of your children? A Yes sir, just about that time.
- Q At Goodland, Indian Territory? A Yes sir.
- Q When the Dawes Commission was there? A Yes sir.
- Q What were the names of your other children you made application for at that time? A Mary, Susan, Minnie.

- Q How many did you say? Three of them? A And Charles C.  
Q How many days were you at the Dawes Commission at Goodland?  
A I was there three days.  
Q Did you mention the enrollment of Riley Winship to the Dawes Commission more than once? A Yes sir, I made two trials.

BY THE COMMISSIONER:

- Q Where? A At Goodland.  
Q Same day? A No, at different days.

BY MR. LEE:

- Q How many days apart were these applications? A I think it was the third day.  
Q The first application, then the third day thereafter made another? A Yes sir, I think that is the way it was.  
Q What conversation did you have with the Dawes Commission relative to Riley on that occasion? A I just told him I had a stepson that I wanted placed upon the rolls; stated the case to him.  
Q What do you mean by "stated the case"? A I told them he was my stepson, born without wedlock.  
Q The Commissioner told you what? A He says, "we have got no provisions for a child born that way; that we might have later on".  
Q Did you discuss the matter with anyone after leaving the tent?  
A Yes.  
Q With whom? A With S. E. Lewis.  
Q Whom did you say you discussed that with? A Judge S. E. Lewis, a crippled man.  
Q Was S. E. Lewis an Indian or a white man? A He is supposed to be Indian.

BY THE COMMISSIONER:

- Q Are you personally acquainted with him? A No sir.  
Q What prompted you to discuss it with him? A Why, he was working with the Commission, and I thought he could give me more information.  
Q Do you expect to bring him here as a witness?

BY MR. LEE:

A If I can get him.

BY MR. LEE:

- Q Did you discuss that matter with anyone else at that time?  
A Only my wife.  
Q Well, this conversation you had relative to his enrollment, was that for the first application or the second? A Why, it was the last time when I was talking to Lewis. I never said anything to the Commission more than once.  
Q How came you after the Commission refused to entertain Riley Winship's application the first time to make the second effort?  
A Why, I thought there might be some other route.

- Q Who was with you that time? A There was a lady by the name of Bates with us.
- Q Did your wife go back that time? A Yes sir, she was with me.
- Q Do you remember on that occasion--that is, whether or not you enrolled any other member of your family, at the time the second application was made for Riley Winship? A We had one more enrolled.

BY THE COMMISSIONER:

- Q Did you have a child born between those three days? A No sir.
- Q How did it happen that you had one more to enroll, when only three days passed between the first time and the second?
- A We didn't have any witness, any midwife; had to go back and get a witness to testify.
- Q What is the name of that child? A Charley C.
- Q Charley Nail? A Yes sir.
- Q When was he born? A I don't remember now.
- Q What year? A It was 1898, some wheres along there.
- Q In the same year? A Yes sir, same year.

BY MR. LEW:

- Q It was a baby at any rate that you were enrolling? A Yes sir.
- Q I will ask you whether or not your wife was with you when this second effort was made to enroll Riley Winship at the tent?
- A Yes sir.
- Q You and your wife discussed the enrollment of Riley Winship, and decided to try again on that date? A Yes sir.
- Q And did try the second time? A Yes sir.

BY THE COMMISSIONER:

- Q When did you say you was married to Paralee Nail? A I think it was '90.
- Q Riley Winship was then living with her? A Yes sir.
- Q Is Simeon Winship living at this time? A I couldn't testify as to that; I don't know.
- Q When did you see him last? A Never did see him as I know of.
- Q Well, do you know anything about whether or not he is the father of this child? A No more than what others have told me.
- Q You were not personally acquainted with Simeon Winship?
- A No sir.
- Q Never knew of his keeping company with your wife before you married her? A No sir.
- Q Never knew of him supporting this child in any way?
- A No sir, I couldn't testify as to that.
- Q Don't know whether he recognized this child as his? A Yes.
- Q How do you know, what and when? A By writing to the boy to get him to come and live with him.
- Q When was this? A Oh, it was about four or five years.
- Q Ago? A Yes, and he made two trips down there this year.
- Q Riley been there with his father? A Yes sir.
- Q What name does he go by? A Winship and Nail. Mostly goes by Winship.
- Q Where was this boy living in 1896? Was he living with you?
- A Yes sir.



- Q Were you enrolled upon the 1896 Choctaw Census Roll? A Yes, I think so.
- Q Was this boy enrolled in '96? A Yes.
- Q He was enrolled in '96? A I think so.
- Q Did you secure his enrollment? A At the Commission.
- Q No, I mean the Choctaw tribal authorities in 1896--the Choctaw Census Roll? (No answer).

(Witness excused).

PARALEE NAIL, being first duly sworn, testified as follows:

BY THE COMMISSIONER:

- Q What is your name? A Paralee Nail.
- Q How old are you? A I am thirty-six.
- Q Post office is Soper? A Yes sir.
- Q Are you the wife of Joe Nail? A Yes sir.
- Q How long have you been married to Joe Nail? A Fifteen years as well as I remember.
- Q This child, Riley Winship, was born prior to your marriage to Joe Nail? A Yes sir.
- Q Where were you living at that time? A Eagle County.
- Q Had you ever been married before you married Nail? A Yes sir, I was married.
- Q To whom? A Henderson.
- Q Are you the mother of Riley Winship? A Yes sir.
- Q Were you married at the time this Riley Winship was born to you? A Yes sir.
- Q Was your husband dead? A No, we separated.
- Q Divorced? A Yes sir.
- Q Who is the father of this boy, Riley Winship? A Simeon Winship.
- Q You were never married to him? A No sir.
- Q Do you state positively that this Simeon Winship is the father of this child? A Yes sir.
- Q Was Simeon Winship married at the time of the birth of this child? A No sir.
- Q Single man? A Yes sir.
- Q How long did you keep company with him? A About three months.
- Q Before his birth? A How long before his birth? It had been about thirteen months, I think, or fourteen.
- Q How far did Winship live from your place? A About eight miles.
- Q You have every reason to believe that this Winship is the father of Riley? A Well, I know it.
- Q How long after the birth of this child did you marry Nail? A It was--he was, I think, about two years old.
- Q During this two years, did you live with Winship at all? A No sir, we separated before his birth.
- Q Did you at any time live with Winship? A Yes sir.
- Q How long did you live with him before the birth of this child? A Two or three months, I don't remember.
- Q Was Riley born during the time he was living with you? A No sir, we wasn't living together when he was born.
- Q Well, when was it that you commenced living with this man? How many months before the birth of this child? A About fourteen or fifteen months as well as I can remember.



- Q Well, how long did you live with him? A Three or four months.  
Q And it was after that that this Riley was born? A Yes sir.  
Q Did Simeon Winship ever acknowledge this child as his?  
A Yes sir.  
Q In what way? A Why, in the way of wanting to take him. He asked me for him when he was a baby. Of course, I moved away when he was about four months old, and he never did see him any more until he was fifteen or sixteen years.  
Q Never saw him from that time until he was fifteen or sixteen years old? A No sir, he never went to see him.  
Q How far was it from the place you went from to where he came? A About one hundred miles.  
Q How did he know where you were? A He knew where we were going to.  
Q Did he ever write to you during that time? A Yes, he wrote to me just one time.  
Q Did he ever give you any money to support this child?  
A No sir, never gave me a thing; gave the baby some.  
Q What did he give the baby? A A shirt and pair of pants last year.  
Q Didn't he give him anything prior to that time? A No sir, only a dime. One time he gave him a dime when he was carrying him around in his arms. I have got that dime yet.  
Q The sum and substance is that all Winship has given Riley is a shirt, pair of pants and a dime? A Yes sir, that is all as far as I know.  
Q Now, what name has Riley gone by since your marriage to Mr. Nail?  
A Some calls him Winship and some calls him Nail. Goes sort of by both.  
Q Has he ever attended school? A Yes sir.  
Q Under what name was he enrolled? A Why, I don't remember.  
Q Do you know anything about any application ever having been made for this boy as a citizen by blood of the Choctaw Nation?  
A Yes sir, I know of it.  
Q Who were present when it was made? A The second time----  
Q Well, the first time? A I don't know. I wasn't present the first time.  
Q Where were you at the time this first application was made?  
A I was at home.  
Q Where was this application made? A At Goodland.  
Q When? A It's been seven years ago this August.  
Q August, 1898? A Yes.  
Q Now all you know about that first application is what some one told you? A Yes sir.  
Q Who told you? A Why, my Husband did.  
Q Mr. Nail? A Yes sir.  
Q What did he state when he came home and told you about this?  
A He said the Commission had denied him; wouldn't take it. I asked the reason and he told me.  
Q What was the reason? A They said he was born without wedlock.  
Q When was the second time application was attempted for his enrollment? A Why, I think it was the third day.  
Q Was you with him? A Yes sir.  
Q What did the Commission tell him? A That he was born without wedlock; that was the reason they would not enroll him.

- Q Well, now then, you were along when your husband went before the Commission the second time to apply there? Did you hear anything that he said? A Yes sir, I first heard him ask them if they would not enroll the boy, and they said "No", they would not.
- Q Well now, didn't your husband appear there for the purpose of enrolling this other baby? A Yes sir, that was his purpose up there. While he was there he tried the second time. That was the second time he tried to get him enrolled.
- Q Did you see him make application for that baby? A Why, yes, I had to be there and make application myself.
- Q Well, how was it you happened to be in front of the tent when this application was taking place? A Well, we was there with it and I started back to the wagon, and I saw he was standing there where the Commissioners was.
- Q About how far away were you when he made request that Riley be enrolled? A Well, I was just at the door.
- Q Was it forty feet? A No, I don't guess it was that far.
- Q Was it twice the length of this room? A Yes sir, twice the length of this room.
- Q Was it more than that? A Well, it might have been more. I didn't measure it, so I couldn't tell exactly.
- Q You swear positively do you on your oath that you heard your husband make this second application for this child?
- A Yes sir.
- Q What answer did the Commission make to his request? A It just told him they would not enroll him, because he was born like he was.
- Q You heard that answer did you? A Yes sir.
- Q At this time you were moving out of the tent toward your wagon continuously? A Yes sir.
- Q And you heard this while moving along? A No, I had stopped at the door and was standing there.
- Q Are you a citizen by intermarriage of the Choctaw Nation?
- A Yes sir.
- Q Been enrolled? A Yes sir, I have been enrolled.
- Q Received your allotment? A Yes sir.

BY MR. LEE:

- Q Mrs. Nail, if I understood you a while ago, you stated you commenced living with Simeon Winship about fourteen months before the birth of this baby? A Yes.
- Q And you lived with Simeon Winship up until about three months prior to the birth of the baby, when you separated?
- A No, I didn't live with him but about three months.
- Q You say that you began living with him about thirteen or fourteen months prior to the birth of this child? A Well, I say that now. I don't know just how long.
- Q And you quit living with the father of this child, Simeon Winship, about three or four months before this child was born?
- A No sir.
- Q Now, how long did you live with Simeon Winship all told?
- A Three or four months; I don't remember just how long.
- Q You began living with Simeon Winship and lived with him three or four months, and got in the family way while living with Simeon Winship? A Yes sir.

BY THE COMMISSIONER:

Q How long after Simeon and you separated was this child born?

A I don't remember; it was about six or seven months, I think. I don't remember just how long now.

Q Was it longer than that? A No, I don't think it was any longer.

BY MR. LEE:

Q You are the mother of Riley Winship and should know that Simeon Winship is his father? A Yes sir.

Q Did you live or cohabit with any other man than Simeon Winship?

A No sir, I did not.

Q Then you recognized Simeon Winship as your husband under common law of marriage, but was not married to him according to statute law? A Yes sir.

Q Now, you say that Simeon Winship carried this boy around, Mrs. Nail, when he was some three or four months old, and gave him a dime? A Yes sir.

Q Was he visiting you at that time? A No sir, he tried to get me to marry him.

Q Where did he go to get that baby; where were you then living?

A Why, I was living down there in Eagle County. It was just a few days before we left. He knew we were going away from there.

Q And Simeon Winship, when he saw the boy, took him in his arms and recognized him as his baby? A Yes sir.

Q In whose house and whose yard was he walking with your child?

A At his aunt's house.

Q Was he living at his aunt's house? A No sir, I just went there to visit and he was there.

Q You say Simeon Winship tried to get you to let him take this child with him? A Well, he didn't try himself; he got some of his sisters to try for him.

Q You didn't have anything to say to him after you separated from him? A No sir.

Q Now, you meant a while ago that the old man Simeon Winship had tried to get the boy to live with him since? A Yes sir.

Q Has he been trying to get the boy to live with him the last two or three years? A Last two years, about two years he has been writing to him. I saw the letters he had been getting from him. I couldn't read them, but the boy read them himself.

Q Did Simeon Winship address that boy as his son? A I don't know.

Q Does the boy call Simeon Winship his father in speaking of him?

A Yes sir.

Q Has the boy visited Simeon Winship within the last year or two?

A Yes, he was down there last winter; went to stay with him; said he was going to stay a year, but he didn't like the way things were going on down there.

Q So he came back to live with you as his mother? A Yes sir.

Q How came Riley Winship to go down to see Simeon Winship then?

A Why, he just---Simeon Winship commenced writing to him to come to live with him. He offered him a good part to come and stay with him and live with him.

Q How do you know about it? A Simeon Winship did that so the boy tells me. Of course, I didn't see Winship and talk with him myself. That is what the boy said. I heard letters read he got from him.

BY THE COMMISSIONER:

Q Letters written in Choctaw? A No sir, he can write English.

BY MR. LEE:

Q Who read that letter? A The boy read it himself.  
Q Have you got these letters yet? A I don't know whether he has got them or not.  
Q You say that the second time that application was made for Riley Winship that you went there and testified. Who is it that you were testifying about Mrs. Nail? A Yes sir, about my boy, Charley C.  
Q Who went with you as midwife on that occasion? A Elizabeth Bates.  
Q Did you and your husband discuss the effort you were going to make on behalf of Riley Winship for enrollment as you went over there? A Yes sir, said he was going to try again.  
Q You were trying to get Riley Winship enrolled? A Yes sir.  
Q And that was at the tent before the Dawes Commission when they were at Goodland some years ago? A Yes sir.

(Witness excused).

- - - - -

Lenora B. Ashton, as stenographer to the Commissioner to the Five Civilized Tribes, upon oath states that she reported the proceedings had in the above entitled cause on the 26th day of March, 1906, and that the foregoing transcript is a complete translation of her stenographic notes taken on said date.

*Lenora B. Ashton*

Subscribed and sworn to before me this 27th day of March, 1906.

  
Notary Public.

Memorandum.

Re: Application of Charles C. Nail, for citizenship, filed in the Indian Territory, at Muskogee, Oklahoma, August 1, 1896.

That the said applicant, Charles C. Nail, was born at Muskogee, Oklahoma, Indian Territory, August 1, 1896, and is now residing at Muskogee, Oklahoma, Indian Territory.

-----

That the said applicant, Charles C. Nail, was born at Muskogee, Oklahoma, Indian Territory, August 1, 1896, and is now residing at Muskogee, Oklahoma, Indian Territory. That the said applicant, Charles C. Nail, was born at Muskogee, Oklahoma, Indian Territory, August 1, 1896, and is now residing at Muskogee, Oklahoma, Indian Territory.

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It appears from the records of the Commission to the Five Civilized Tribes that on May 9, 1891, Joe Nail appeared before the Commission to the Five Civilized Tribes at Muskogee, Indian Territory, and made application for the enrollment of himself and his four minor children, Mary, Susan, Fannie and Charles C. Nail, as citizens by blood of the Choctaw Nation, and that proof of birth of Charles C. Nail was furnished to the Commission on May 11, 1891, two days subsequent to the original application.

I am of the opinion that the evidence establishes that application was made to the Commission to the Five Civilized Tribes for the enrollment of the applicant, Wiley Venable, as a citizen by blood of the Choctaw Nation, within the time limited by the provisions of the Act of Congress approved July 1, 1902 (31 Stats., 641), and that the same should not be determined upon its merits, and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

JUN 23 1906

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Paralee Nail as an intermarried citizen of the Choctaw Nation. Joe Nail, being sworn and examined by Commissioner McKennon, testifies as follows:

- Q Your name is Joe Nail, how old are you? A Thirty-three.
- Q When were you married? A In 1890 or 91.
- Q What was the woman's name? A She was a widow then, her name was Paralee Hanson.
- Q Was she a white woman? A Yes sir.
- Q How were you married to her? A We went before the preacher.
- Q And he married you? A Yes sir.
- Q Who was that preacher? A Eastman Battiest.
- Q Is he living or dead? A Dead.
- Q Did he give you any certificate of your marriage? A Not any.
- Q Then you haven't had any evidence in writing of your marriage?
- A No sir.
- Q Are you still living with that woman? A Yes sir.
- Q Have children by her? A Yes sir.
- 

Wilson Thomas, being sworn and examined by Commissioner McKennon, testifies as follows, to-wit:

- Q What is your name? A Wilson Thomas.
- Q How old? A Thirty-five.
- Q Do you know Joe Nail? A Yes sir.
- Q Were you present at the time he married his wife Paralee?

(Paralee Nail-Wilson Thomas, witness, #2)

A Yes sir.

Q You saw them married? A Yes sir.

Q Who married them? A Eastman Battiest.

Q He a minister of the Gospel? A Yes sir.

Q You know that he has been living with that woman since that time? A Yes sir.

Department of Justice

Commissioner of the General Land Office

I hereby certify that the foregoing is a true and correct copy of the original as the same appears in the files of the Department of Justice.

M. D. Thomas



(Copy)

Before the COMMISSION TO THE FIVE CIVILIZED TRIBES.

AFFIDAVIT.

UNITED STATES OF AMERICA,  
Indian Territory,  
Central District.

I, Allington Ward, a Choctaw by blood, on oath state that I was present at the wedding of Joe Nail and Maralee Henderson; that the wedding was at the Bokchito Church House and was on, to the best of my knowledge the 14th day of November, 1890. I know that they were legally married. It has been so long ago that I can not be absolutely sure to give the right date. I am not sure that it was 1890 or 1891, but I do know that they were married about that time.

(signed) ALLINGTON WARD.

Subscribed and sworn to before me, this 7th day of Dec. 1903.

(signed) J. L. LEARD,  
Notary Public.

(SEAL)

My Commission expires  
March 6, 1906.

(attestation)

Department of the Interior,  
Commission to the Five Civilized Tribes.

FILED

DEC 10, 1903

Thos Bixby, Chairman.

(Copy)

Before the COMMISSION TO THE FIVE CIVILIZED TRIBES.

—  
AFFIDAVIT.

UNITED STATES OF AMERICA,  
Indian Territory,  
Central District.

I, Wilson Thomas, a citizen by blood of the  
Choctaw Nation, first being duly sworn depose and say I was  
present at the wedding of Joe Nail and Paralee Henderson; that  
the wedding was at the Lickhite Church house in Lincolne County,  
Choctaw Nation; I know that they were legally married; that the  
date of the wedding November 14, 1891. It has been so long ago  
that I am not sure as to the date but to the best of my knowledge  
it was on the above date.

(signed) WILSON THOMAS.

Subscribed and sworn to before me, this 7th day of Dec., 1903.

(signed) J. R. LEARD,  
Notary Public.

My Commission expires  
March 1, 1906.

(Endorsement)  
Department of the Interior,  
Commission to the Five Civilized Tribes.  
FILED  
DEC 15, 1903  
Tas Dixby, Chairman.

C O P Y .

Indian Territory, Choctaw Nation :  
Central District, U. S. Court :

TO THE COMMISSION TO THE FIVE CIV-  
ILIZED TRIBES TO THE INDIAN TERRITORY.

Joe Nail, first being duly sworn, states that he is a Choctaw Indian by blood and a resident of Miami County, Choctaw Nation, Indian Territory; that on the 14th day of November, 1891, he was married to Paralee Henderson, the divorced wife of Thomas Henderson; that in making out application for the enrollment of Paralee Nail, wife of Joe Nail, a mistake was made in the year - it was given in as 1890 when it should have been 1891; that Paralee Nail is the legal wife of Joe Nail, your affiant, and is entitled to enrollment as a Choctaw citizen by inter-marriage.

Your affiant further states that the county records were destroyed by fire and that error was caused by a mis-count of the years; that they were married on November 14, 1891, and asks that the correction be made on the records in your office.

(Signed)

Joe Nail.

( F E E L )

Subscribed and sworn to before me, this 10th day of August, 1903.

(Signed)

J. N. Leard.

My commission expires  
March 6, 1906.

Notary Public.

(Endorsement)  
DEPARTMENT OF THE INTERIOR?  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

F I L E D  
AUG 14, 1903.

Tams Pixby, Chairman.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Tuskahoma, Indian Territory, December 11th, 1902.

Choctaw 1517.  
Intermarried.

In the matter of the application of Paralee Nail for enrollment as an intermarried citizen of the Choctaw Nation.

Paralee Nail, having been first duly sworn, upon her oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Paralee Nail.  
Q How old are you? A Thirty three.  
Q What is your post office address? A Nelson, Indian Territory.  
Q How long have you been a resident of the Choctaw Nation? A Twelve years I believe.  
Q Have you lived here continuously for the past twelve years? A I have lived here all my life as far as that is concerned.  
Q Have you lived here in the Choctaw Nation all your life? A Yes sir, I was born and raised in the Choctaw Nation.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim these rights? A Joe Nail.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.  
Q Have his rights as such ever been disputed? A No sir.  
Q When were you married to Joe Nail? A In 1890, I think it was.  
Q Where was the marriage ceremony performed? A At Hunter Springs Church house in the Choctaw Nation.  
Q At that time were both you and your husband bona fide residents of the Choctaw Nation? A Yes sir.  
Q Who performed the marriage ceremony? A Eastman Battiest.  
Q A minister? A Yes sir.  
Q Were you married under a license? A No sir.  
Q Were you ever married previous to your marriage to Joe Nail? A Yes sir, once.  
Q What was the name of your former husband? A Tom Henderson.  
Q When were you married to him? A I don't hardly remember about three years before me and Mr Nail were married.  
Q How long did you live with him? A Not any time; just separated right straight.  
Q Were you divorced? A Yes sir.  
Q Did you obtain the divorce? A Yes sir.  
Q Where was the divorce granted to you? A At the Choctaw Court across Boggy.  
Q Was Joe Nail ever married before his marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

---oOo---

Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 11th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

Subscribed and sworn to before me this 24th day of January 1903.

Notary Public

COPY.

BILL OF DIVORCE!

THE CHOCTAW NATION,

In Circuit Court of the Third Judicial District, Regular August term 1891, a petition of Parley Henderson vs Thomas Henderson being presented by Martin Attorney in said Court, for a Bill of Divorce, setting forth the facts, etc., and after the Court hearing the Testimony in regard to the petition do order and decree that a Bill of Divorce be issued to the applicant, Parly Henderson.

THEREFORE, I do issue a Bill of Divorce to said applicant Parly Henderson, forever releasing her from the Bonds of Matrimony heretofore existing between Parley Henderson and Thomas Henderson.

Given under my hand and seal of office, this the 3 day of Sept. A.D. 1891

E. M. Everidge

Circuit Clerk, 3d District C.N.

By \_\_\_\_\_ Deputy.

I do certify that this is a true and correct copy of Divorce recorded in my office

Will Everidge, Clerk

(SEAL)

per Jno. McIntosh, Dept

Indorsement:

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
f i l e d

Nov 24 1902

Thomas Bixby  
Acting Chairman.

Choctaw  
1517

COPY.

Central District  
Antlers Division  
Indian Territory

I Allington Ward on oath state that I am 40 years of age that I reside in Kiamichi County Choctaw Nation, that my Post Office is Nelson, I.T. That I was present on the 14th day of November 1890 at the marriage of Joe Nail and Parley Nail and that they were legally married according to Choctaw law by Eastman Battiest a minister of the Gospel.

Allington Ward

Subscribed and sworn to before me this the 10th day of December 1902

D. W. Oakes  
Notary

My Commission expires Feb. 8th 1904

(SEAL)

Indorsement:

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
FILED  
Dec 16 1902

Tams Bixby  
Acting Chairman.

COPY.

Indian Territory,  
Central District.

I, Eastman Hart of Hugo, Indian Territory, state on oath that I am 45 years old, that I reside in Kiamichi County, Choctaw Nation, that my postoffice is Hugo, Indian Territory, that I was present on the 14 day of November 1890 at the marriage of Joe Nail and Farley Nail and that they were legally married according to Choctaw law by Eastman Battiest, a minister of the Gospel.

Eastman Hart

Subscribed and sworn to before me this 10 day of December 1902.

W. P. Stewart

(SEAL)

Notary Public.

My commission expires April 3, 1903.

Indorsement:

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
FILED  
DEC 16 1902

Tams Bixby,  
Acting Chairman.

EN.  
566

7 - 1117.

COMMISSIONER OF THE INDIAN TERRITORY,  
COMMISSIONER OF THE INDIAN TERRITORY.

In the matter of the application for the enrollment of  
Paralee Mail as a citizen by intermarriage of the Choctaw Nation.

Enrollment.

It appears from the record herein that Paralee Mail (former-  
ly Benson), on November 14, 1891, was lawfully married to Joe Mail,  
a recognized and enrolled citizen by blood of the Choctaw Nation,  
whose name appears as No. 4266 upon the lists prepared by this Com-  
mission under the act of Congress approved July 1, 1902, (32 Stat.,  
641), and from that time to enrollment as citizens by blood of the  
Choctaw Nation and received by the Secretary of the Interior on  
December 12, 1911; that at the time of said marriage both persons  
above mentioned were residents of the Choctaw Nation  
and that they lived together as husband and wife in said Nation as husband  
and wife from the date of said marriage up to and including Septem-  
ber 1, 1903.

It is, therefore, the opinion of this Commission that Paralee  
Mail should be enrolled as a citizen by intermarriage of the Choctaw  
Nation, under the provisions of the acts of Congress approved June  
10, 1898, (30 Stat., 498), and July 1, 1902, (32 Stat., 641), and  
it is so ordered.

COMMISSIONER OF THE INDIAN TERRITORY.

Chairman.

Commissioner.

Commissioner.

Lushogee, Indian Territory.

Commissioner.



Choctaw No. 1517

Muskogee, Indian Territory, March 2, 1904.

Paralee Nail,

Nelson, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 2, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.  
Enc. 7-1517

Commissioner in Charge.

Choctaw No. 1517

Muskogee, Indian Territory, March 2, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 2, 1904, granting the application of Paralee Nail for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said Paralee Nail as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.  
Enc. 7-1517

Commissioner in Charge.

See Choctaw 121 for registry receipt for this letter.

Soper, Indian Territory,

Central District.

I, Paralee Nail, first being duly sworn state on oath that my post office address is Soper, Indian Territory, I am the wife of Joe Nail and the mother of Riley Winship. Riley Winship is about eighteen years of age and has lived in the Indian Territory all his life.

He lived with me and his step-father, Joe Nail, for about sixteen years. I am a white woman, an intermarried citizen and Riley Winship is my son by Simeon Winship, a full blood Choctaw Indian, who lives at Soper, Indian Territory. Riley Winship is a half breed Choctaw Indian, has always borne the name of Riley Winship, has always been recognized by Simeon Winship and by all who know Riley Winship and Simeon Winship as the son of Simeon Winship. Application was made

both before the Choctaw Enrolling Committee and the Dawes Commission by both myself and my husband, Joe Nail, in behalf of Riley Winship, for enrollment as a Choctaw Indian by blood and I know that Riley

Winship is entitled to enrollment and should be placed upon the rolls as a Choctaw by blood. He drew the Lease District money a number of years ago, one hundred and three dollars, and I believe would now be on the rolls had it not been for the influence of the political enemies of Joe Nail. Simeon Winship has always recognized Riley Winship as his son and has offered to give the boy a home and a good opportunity to make money if Riley Winship would go and live with Simeon Winship. It is a notorious fact in the community where Riley Winship is known that he is a half breed Choctaw Indian and the son of Simeon Winship, whose name he bears.

Subscribed and sworn to before me on this the 4<sup>th</sup> day of July, 1908.

My commission expires

July 9<sup>th</sup> 1908

*Paralee Nail*  
*mark*  
W. E. Larcen  
Notary Public.

Form No. 260.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED  
23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.

Time Filed

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Govt. Rate.

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

Muskogee, Indian Territory, January 2, 1907.

Walter H. Martin,  
Valliant, Indian Territory.

You are authorized to bear testimony relative to parentage of  
Biley Waship as requested by Robert L. Lee.

ORCR

Bixby,  
Commissioner.

**READ THE NOTICE AND AGREEMENT ON BACK.**

RECEIVED  
COMMISSIONER OF THE GENERAL LAND OFFICE

FILED

FEB 14 1906

Ardmore, Indian Territory,

Southern District.

Know all men by these presents:

That I, Joe Nail, of Soper, Indian Territory, being first duly sworn state on oath, that I know Riley Winship, who lives at Soper, Indian Territory. He is about eighteen years of age and is my step-son. I have known him for about sixteen years. His mother is named Paralee Nail and is now my wife and has been for sixteen years. Riley Winship is a half breed Choctaw Indian and is the reputed son of Simeon Winship, a full blood Choctaw Indian, who lives at Wagletown, Choctaw Nation, Indian Territory. Simeon Winship has always recognized Riley Winship as his son and Riley Winship frequently visits his father, Simeon Winship. Riley Winship went twice last year to see his father, Simeon Winship. The boy has always borne the name of his father -- Winship, and has never had any other name. He is recognized and known in the community where he lives as Riley Winship and has always borne that name and no other name. He was on the Choctaw Rolls and I drew his annuity money for him about one hundred and three Dollars some eight or nine years ago, known as the Lower District money. Riley Winship had always been recognized as an Indian and had been identified with the Choctaw Tribe of Indians all his life until the Dawes Commission was at Goodland, and which time and place I made application for Riley Winship at the time I made application for myself, my wife and his one half brothers and sisters. I also made application before the Choctaw Enrolling Committee prior to the time I made application before the Dawes Commission. His mother also made the application in behalf of her son, Riley Winship. And the only reason, in my judgment, that Riley Winship is not now on the rolls as an Indian by blood is because of political enmity towards me because of the fact that I did not belong to the "Curtain Faction."

X Joe Nail

Subscribed and sworn to before me on this the 21st. day of Dec., 1905.

W. H. Holloway

Notary Public.

My commission expires Jan. 17th, 1906.

to the Commissioner to the Five Civilized Tribes,

Okmulgee, Indian Territory.

In the Matter of the Application of Wiley Winship for Enrollment  
in the Choctaw Tribe of Indians, by Blood.

Wiley Winship, Petitioner,

vs.

Choctaw Nation, Respondent.

-----  
I, James Wiley Winship, through his father, Paralee Hall,  
and the cause of action says:

That Wiley Winship is a half breed Choctaw Indian, is a  
son of Paralee Hall, by Simeon Winship, a full blood Choctaw Indian,  
who is enrolled as such. That Wiley Winship was born out of wedlock  
and is now about eighteen years of age, has lived all of his life in the  
Indian Territory, has drawn annuities as a Choctaw Indian by blood,  
and is recognized as an Indian by blood, and has enjoyed all the  
rights and privileges of a Choctaw Indian by blood until in the latter  
part of the winter when application was made before the Dawes Com-  
missioner by myself for his enrollment, which enrollment was refused  
by said Commissioner.

Application was made by me as the mother of Wiley Winship  
that the said Commissioner apply to for the enrollment of my minor  
child and he refused to do so at Okmulgee, Indian Territory. I cannot tell the  
time when the application was made but my husband, Joe Hall, Paralee  
and Lizzie Hall were present at the time. Wiley Winship always bore  
the name of his father, Simeon Winship, and always been recognized by  
other Indians as his son and is known and always has been known as the  
child of Simeon Winship, a full blood Choctaw Indian.

Wherefore, in behalf of Wiley Winship, your petitioner  
prays that the said Wiley Winship be given a hearing before the honor-  
able Commissioner to the Five Civilized Tribes, that the Commissioner  
hear evidence relative to the application of the said Wiley Winship,  
and that he is a son of Simeon Winship,  
having been made before the Dawes Commission as above mentioned and  
that on final hearing the said Wiley Winship be enrolled as a Choctaw  
Indian by blood and for all other relief lawful and right and will ever  
pray.

I, James H. [unclear], being first duly sworn state on oath that  
the facts stated forth are true and correct as I verily believe.

Witness my hand and seal this

10th day of

March 1904

at St. Louis, Mo.

James H. [unclear]

Notary Public.

My commission expires 1st day of Jan 1905.



ntlers, Indian Territory,  
Central District.

o, J. Bates and Lizzie Bates, husband and wife respec-  
tively, first being duly sworn state on oath that our post office  
address is ntlers, Indian Territory, that we know Joe Hall and Par-  
aloe Hall, the step-father and mother, respectively, of Wiley Winship.  
We are now sent and sent with Joe Hall and Paraloe Hall to Scotland  
then they went before the Census Commission for the purpose of and when  
there it was application for the enrollment of Wiley Winship and the  
other other children respective members of their family as Choctaw  
Indians. We know that application was made for Wiley Winship to be  
enrolled as a Choctaw Indian at the time and place above mentioned.

We once lived at Waver, Indian Territory, and are well acquainted with  
Wiley Winship. He has always borne the name of Winship and has always  
been recognized as a half breed Choctaw Indian, whose father was Wi-  
neen Winship. It is a notorious fact that Wiley Winship has always  
been known by the name last mentioned and it is generally known in  
the country that he is the son of Wineen Winship and this fact is re-  
cognized by every one who knows the boy and his mother, the boy, Wiley  
Winship, having been born prior to the marriage of Paraloe Hall and  
Joe Hallerson, to Joe Hall. We are satisfied that hundred of  
people will swear that Wiley Winship is a half breed Indian and is  
recognized as the son of Wineen Winship, a full blood Choctaw.

We have no interest in this matter only in so far as we  
would like to see Wiley Winship enrolled as a Choctaw Indian because  
we know him to be entitled to enrollment, and we are no kin to Wiley  
Winship.

Subscribed and sworn to before me on this the \_\_\_\_\_ day of \_\_\_\_\_,  
190\_\_\_\_.

My commission expires \_\_\_\_\_.

\_\_\_\_\_  
Notary Public.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
Valliant, Indian Territory, January 30, 1907.

In the matter of the application for enrollment as a citizen by blood of the Choctaw Nation of Riley Winship.

Simeon Winship being duly sworn testifies as follows:

EXAMINATION BY THE COMMISSIONER:

- Q What is your name? A Simeon Winship.  
Q How old are you? A About 36 or 37.  
Q What is your post office address? A Eagletown.  
Q Are you a duly enrolled citizen by blood of the Choctaw Nation? A Yes sir.  
Q Are you the father of Riley Winship? A Yes sir.  
Q How old is Riley Winship at this time? A Riley is about eighteen years of age.  
Q Do you know the date of his birth? A No sir, I do not.  
Q Do you know in what year he was born? A I am not positive.  
Q But you know he is now about eighteen years of age? A Yes sir.  
Q Is Riley Winship living now? A Yes sir, living at Soper with his mother, Paralee Nail.  
Q Paralee Nail is the mother of Riley Winship? A Yes sir.  
Q Is she a citizen of the Choctaw Nation? A She is the wife of Joe Nail now.  
Q Is Joe Nail a citizen by blood of the Choctaw Nation? A Yes sir.  
Q And his wife, Paralee, the mother of this child, is a white woman? A Yes sir, white woman.  
Q Has she any Indian blood? A No sir, not that I know of.  
Q Has she been enrolled as an intermarried citizen of the Choctaw Nation? A I do not know.  
Q Were you and Paralee Nail ever legally married? A No sir, we were not; we lived together about eight or nine months as man and wife.  
Q Where did you live together? A Eagletown, about one mile from the post office at that time.  
Q How long did you live together before the birth of Riley Winship? A About eight months.  
Q And how long after his birth? A We never lived together any more after his birth; I married another woman.  
Q Were you living together when Riley was born? A I had been gone about one month.  
Q Where was Riley born? A At Eagletown.  
Q Did you and Paralee Nail live together continuously during that period of eight or nine months before the birth of Riley Winship? A Yes sir.  
Q Had you ever lived with her before that time? A No sir.  
Q Are you positive that you are the father of Riley Winship? A I believe I am the father of Riley.  
Q What was this woman's name before she married Joe Nail? A It would be sorter hard for me to tell; her father was named Mullen, a white man; he lived there near Eagletown.  
Q Was Paralee Mullen ever married before you and she lived together that time? A Not that I know of.  
Q Her name at that time, then, was Paralee Mullen? A That was her father's name; I suppose it was.  
Q You and Paralee Nail or Mullen only lived together for a period of eight or nine months? A Yes sir.  
Q And you were never legally married? A No sir. I was working by the month for Juv'e Gardner and she was cooking there at that time, and I took her and run off with her on horseback

Riley Winship-----2

one night and went to my brother-in-law's house named Louis Dyer, a full blood Choctaw; I stayed to Louis Dyer's about one week, and Paralee and her mother had a house of their own about a mile from Eagletown, and Paralee's mother sent for us to come home and get married and live with her; and we went back to her mother's house where we lived together, but we did not get married.

Q And did you continue to live with her at her mother's house for a period of eight or nine months? A Yes sir, we went and stayed all winter at her mother's house, and the next summer I made a crop on the farm and stayed with her but we still had never married; and I married another woman by the name of Sarah Amos.

Q Has this boy ever had any other name than Riley Winship? A That's all I ever heard of.

Q Have you always recognized this boy, Riley, as your son? A Yes sir; one time Riley come to visit me and he stayed with me about two or three months, and talked with me about getting on the roll; I told Riley that I did not know what he could do about it, but I told him that if he didn't get on the roll that I would give him some land.

Q Was this boy ever recognized as a citizen by the tribal authorities of the Choctaw Nation? A I don't know; her mother moved away when he was small and I don't know; they tell me he drew the Leased District money.

Q Do you know the name of the mother of Paralee Mullen or Hall? A I do not, I don't remember.

Frank L. Doble being duly sworn on oath states that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in the above entitled cause at Valliant Indian Territory, on January 30, 1907.

*Frank L. Doble*

Subscribed and sworn to before me this January 30, 1907.

*[Signature]*

Notary Public.

COMMISSION FOR THE IMPROVEMENT OF THE

RECORDS

1907

2

# The Choctaw Nation,

THEREFORE, I do issue a Bill of Divorce to said applicant

Given under my hand and seal of office, this the

I do certify that this is  
a true and correct copy of  
himself in England.

Circuit Clerk, 3d District, C. N.

By  
Per for M. Dutah T. 30

*Deputy.*

7-1517.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Riley Winship as a citizen by blood of the Choctaw Nation.

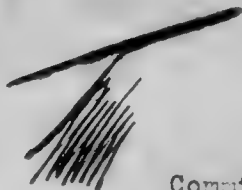
DECISION.

It appears from the record herein that application was duly made to the Commission to the Five Civilized Tribes for the enrollment of Riley Winship as a citizen by blood of the Choctaw Nation, within the time limited by the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641).

The evidence in this case shows that the applicant was born in about the year 1868; that he is the illegitimate son of Simeon Winship, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 1177 upon a list prepared by the Commission to the Five Civilized Tribes under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior December 12, 1902, and Paralee Nail, whose name appears as number 706 upon a list prepared by the Commission to the Five Civilized Tribes under the provisions of the Act of Congress above cited, of persons entitled to enrollment as citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior, May 7, 1904, and that said applicant was a resident in good faith of the Indian Territory on June 28, 1898.

Upon the examination of the tribal rolls of the Choctaw Nation in the possession of this office, it appears that the applicant is identified upon the 1893 Choctaw Leased District Payment Roll, Kiamitia County, opposite number 509.

I am, therefore, of the opinion that Riley Winship should be enrolled as a citizen by blood of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

JAN 31 1907

211  
7 - 1517.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Paralee Nail as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that Paralee Nail (formerly Henson), on November 14, 1891, was lawfully married to Joe Nail, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4266 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902, (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation and that they lived together continuously in said Nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Paralee Nail should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the acts of Congress approved June 28, 1896, (30 Stat., 495) and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

  
Chairman.

  
Commissioner.

Muskogee, Indian Territory,  
MAR 2 1904

  
Commissioner.

Commissioner.

Choctaw No. 1517

Muskogee, Indian Territory, March 2, 1904.

Paralee Nail,

Nelson, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 2, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.  
Enc. 7-1517

Commissioner in Charge.



Choctaw No. 1517

Muskogee, Indian Territory, March 2, 1904.

Hansfield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 2, 1904, granting the application of Paralee Nail for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said Paralee Nail as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

I. J. [Signature]

Registered.  
Enc. 7-1517

Commissioner in Charge.

WATER, 1000  
SOUTHERN EXPLORER

DEC 10 1905

WATER, 1000

WATER, 1000

WATER, 1000

WATER, 1000

WATER, 1000

BEFORE THE COMMISSION TO THE FIVE  
CIVILIZED TRIBES.

AFFIDAVIT.

UNITED STATES OF AMERICA,  
Indian Territory.  
Central District.

I, Wilson Thomas, a citizen by blood of the Chectaw Nation,  
first being duly sworn depose and say I was present at the wedding of  
Joe Wail and Paralee Henderson; that the wedding was at the Bokahite  
Church House in Kiamiche County, Chectaw Nation; I knew that they were  
legally married; that the date of the wedding November 14, 1891. It  
has been so long ago that I am not sure as to the date but to the best  
of my knowledge it was on the above date.

Wilson Thomas

Subscribed and sworn to before me, this 7th day of Dec., 1903.

W. L. Lead  
Notary Public.

My Commission expires  
March 6, 1904.

Section of 1000'

at 1000' and 1000'

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1000' of 1000'

1000' of 1000'

BEFORE THE COMMISSION TO THE FIVE  
CIVILIZED TRIBES

AFFIDAVIT.

UNITED STATES OF AMERICA,  
Indian Territory,  
Central District.

I, Ellington Ward, a Cheetaw by blood, on oath state that I was present at the wedding of Joe Wail and <sup>the deceased</sup> Paralee ~~Wagon~~; that the wedding was at the Bekahite Church House and was on, to the best of my knowledge the 14th day of November, 1890. I knew that they were legally married. It has been so long ago that I can not be absolutely sure to give the right date. I am not sure that it was 1890 or 1891, but I do know that they were married about that time.

Ellington Ward  
Subscribed and sworn to before me, this 7th day of Dec. 1903.

My Commission expires  
March 6, 1904.

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**

AUG 14 1908

 CHAIRMAN.

Indian Territory, Choctaw Nation :  
Central District, U. S. Court :

TO THE COMMISSION TO THE FIVE CIVILIZED TRIBES TO THE INDIAN TERRITORY.

Joe Nail, first being duly sworn, states that he is a Choctaw Indian by blood and a resident of Miami County Choctaw Nation, Indian Territory; that on the 14th day of November, 1891, he was married to Paralee Henderson, the divorced wife of Thomas Henderson; that in making out application for the enrollment of Paralee Nail, wife of Joe Nail) a mistake was made in the year - it was given in as 1890 when it should have been 1891; that Paralee Nail is the legal wife of Joe Nail, your affiant, and is entitled to enrollment as a Choctaw citizen by inter-marriage.

Your affiant further states that the County records were destroyed by fire and that error was caused by a mis-count of the years; that they were married on November 14, 1891, and asks that the correction be made on the records in your office.

Joe Nail

Subscribed and sworn to before me, this 10th day of August, 1903

My Commission expires  
March 6, 1906.

[Signature]  
Notary Public.

7-1517. ✓

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE EVERGLADES  
FIELD  
JAN 1 1902



Central District  
Antlers Division

Indian Territory

I Allington Ward on oath  
state that I am 40 years of age  
that I reside in Miami County  
Choctaw Nation that my Post Office  
is Nelson, I.T. That I was  
present on the 14<sup>th</sup> day of November  
1890 at the marriage of Joe  
Nail and Parley Nail and that  
they were legally married  
according to Choctaw Law  
by Eastman Battiest a  
minister of the Gospel--

Allington Ward

Subscribed & sworn to before me  
this the 10<sup>th</sup> day of December 1902

A. W. Oakes

Notary  
my Commission expires Feb 8<sup>th</sup> 1904



Indian Territory,  
Central District.

I, Eastman Hart of Hugo, Indian Territory, state on oath that I am 45 years old, that I reside in Kiamichi County, Choctaw Nation, that my post office is Hugo, Indian Territory, that I was present on the 14 day of November 1890 at the marriage of Joe. Nail and Parley Nail and that they were legally married according to Choctaw law by Eastman Battiest, a minister of the gospel.

Eastman Hart

Subscribed and sworn to before me this 10 day of December 1902.

H. O. Stewart

Notary Public.

My commission expires April 3, 1903.

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Paralee Nail as an  
intermarried citizen of the Choctaw Nation. Joe Nail, being  
sworn and examined by Commissioner McKennon, testifies as follows:

Q Your name is Joe Nail, how old are you? A Thirty-three.

Q When were you married? A In 1890 or 91.

Q What was the woman's name? A She was a widow then, her  
name was Paralee Henson.

Q Was she a white woman? A Yes sir.

Q How were you married to her? A We went before the preacher.

Q And he married you? A Yes sir.

Who was that preacher? A Gastman Battiest.

Q Is he living or dead? A Dead.

Q Did he give you any certificate of your marriage? A Not any.

Q Then you haven't had any evidence in writing of your marriage?

A No sir.

Q Are you still living with that woman? A Yes sir.

Q Have children by her? A Yes sir.

-----  
Wilson Thomas, being sworn and examined by Commissioner  
McKennon, testifies as follows, to-wit:

Q What is your name? A Wilson Thomas.

Q How old? A Thirty-five.

Q Do you know Joe Nail? A Yes sir.

Q Were you present at the time he married his wife Paralee?

(Paralee Mail-Wilson Thomas, witness, (2))

A Yes sir.

Q You saw them married? A Yes sir.

Q Who married them? A Pastors' ladies.

Q He a minister of the Gospel? A Yes sir.

Q You know that he has been living with that woman since that time? A Yes sir.

Department of

*M. D. Green*

IN RE

Application for Enrollment of

INFANT CHILD

George G. Nail.

as a citizen of

Choctaw,

Nation.

SEP -9 1901

Approved

C. R. Bucknidge.

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

SEP 9 1901



ACTING CHAIRMAN

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN Application for Enrollment, as a citizen of the Chockaw Nation,  
of George G Nail, born on the 1<sup>st</sup> day of April, 1901  
(Here insert name of child)  
Name of Father: Joe Nail, a citizen of the Chockaw Nation.  
Name of Mother: Parley Nail, a citizen of the Chockaw Nation.  
Post-office, Goodland I. T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.

Indian Territory.  
Antlers Div. Central District.

I, Parley Nail, on oath state that I am 32  
years of age and a citizen, by marriage of the Chockaw Nation;  
that I am the lawful wife of Joe Nail, who is a citizen, by  
Birth of the Chockaw Nation, that a male child was  
born to me on the 1<sup>st</sup> day of April, 1901; that said child has been  
named George G. Nail, and is now living.

WITNESSES TO MARK

(Must be Two)  
(Witnesses)

A. G. Atkins  
McLean, Master  
Subscribed and sworn to before me this fourth day of September, 1901.  
My Commission Expires April 16, 1902 E. T. Brown  
NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA.

Indian Territory.  
Antlers Div. Central District.

I, W. N. John, a Physician, on oath state that I  
attended on Mrs. Parley Nail, wife of Joe Nail,  
on the 1<sup>st</sup> day of April, 1901; that there was born to her on  
said date a male child; that said child is now living and is said to have been  
named George G. Nail.

WITNESSES TO MARK:

(Must be Two)  
(Witnesses)

W. N. John M.D.  
Subscribed and sworn to before me this fourth day of September, 1901.  
My Commission Expires April 16, 1902 E. T. Brown  
NOTARY PUBLIC

IN RE

Application for Enrollment of

INFANT CHILD.

( Charles (d) Nail

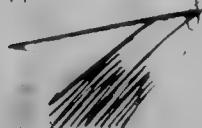
(d) a citizen of the  
( Poland

Nation.

Approved

May 11

1894.



Commissioner.

COMM

FILED

May 11 1894



CHIEF CLERK

CHIEF

1517



Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

BY RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of Charles C. Nail, born on the 29 day of May, 1893.  
Name of father: Joe Nail, a citizen of the Chickasaw Nation.  
Name of mother: Parakee Nail, a citizen of the Chickasaw Nation.  
Post Office: Leedland, Ark.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Central District.

I, Parakee Nail, on oath, state that I am 27 years of age and a  
citizen, by Intermarriage of the Chickasaw Nation; that I am the  
lawful wife of Joe Nail, who is a citizen, by blood, of the  
Chickasaw Nation; that a male child was born to me on the 29 day  
of May, 1893; that said child has been named Charles C. Nail  
and is now living.

Subscribed and sworn to before me this 11th day of May, 1898.

A S McKenmon  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Central District.

I, Elizabeth Bates, Midwife, on oath, state that I  
attended on Mrs. Parakee Nail, wife of Joe Nail,  
on the 29th day of May, 1893; that there was born to her on said date a male child;  
that said child is now living and is said to have been named Charles C. Nail.

Subscribed and sworn to before me this 11th day of May, A. D. 1899.

A S McKenmon  
Notary Public.

Muskogee, Indian Territory, September 9, 1901.

E.A. Brown,

Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 5th instant, enclosing the application for enrollment as a citizen of the Choctaw Nation of George G. Nail, the infant son of Joe and Parley Nail, born April 1st, 1901, and the same being in proper form has been duly filed with the records of this office and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Commissioner in Charge.

7-1517

Choctaw 1517

Muskogee, Indian Territory, January 17, 1903.

Joe Nail,

Nelson, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of December 26, 1902, asking relative to a tract of four acres which is claimed by you and under your fence, which another person is trying to take from you.

In reply to your letter you are advised that the Commission cannot render any opinion relative to the rights of individuals to particular tracts of the land of the Choctaw-Chickasaw country. Matters of this character will receive its consideration upon the establishment of land offices in said nations for the purpose of allowing the citizens of these two tribes to make selection of and file upon their prospective allotments.

Respectfully,

Commissioner in Charge

7-1517

Muskogee, Indian Territory, August 14, 1903.

Joe Nail,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 10th instant stating that your marriage record was destroyed by fire, and that at the time application was made for the enrollment of your wife, as an intermarried citizen, an error was made in giving the year, and that you were married November 14, 1891 instead of 1890.

You also enclose your affidavit covering this point; and the same has been duly filed with the records of the Commission in the matter of the application for enrollment of Paralee Nail as an intermarried citizen of the Choctaw Nation.

Respectfully,

Commissioner in Charge.

Choctaw 1517.

Muskogee, Indian Territory, April 22, 1905.

Joe Nail,

Soper, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Paralee Nail and W. M. Wallace to the birth of Dellie M. Nail, daughter of Joe and Paralee Nail, May 28, 1903, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.

Choctaw 1517.

Muskogee, Indian Territory, July 31, 1903.

Paralee Nail,

Nelson, Indian Territory.

Dear Madam:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it appears from the evidence and the testimony in your case, on file with the Commission, that you were married to your present husband, Joe Nail, on November 14, 1890. It also appears from a certified copy of a decree of divorce granted you from your former husband, Thomas Henderson, that you were not divorced from him until September 3, 1891.

Before further consideration can be given the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it is necessary that you forward to the Commission a sworn statement explaining this discrepancy.

Respectfully,

Commissioner in Charge.

7-1517.

Wuskogee, Indian Territory, January 7, 1903.

Joe Mail,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 26th enclosing a certified copy of the bill of divorce between Parley Henderson and Thomas Henderson, dated September 3, 1891; and the same has been duly filed in the matter of the application for enrollment of Parley Mail as an intermarried citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

7-1517

Muskogee, Indian Territory, December 10, 1903.

Joe Nail,

Soper, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 7th inst., enclosing the affidavits of Allington Ward and Wilson Thomas relative to your marriage to Paralee Henderson, November 14, 1890; and the same have been duly filed with the records of the Commission in the matter of the application for enrollment of Paralee Nail as an intermarried citizen of the Choctaw Nation.

Respectfully,

Chairman.



Choctaw 1817.

Muskogee, Indian Territory, October 19, 1903.

Samuel L. Nail,

Nelson, Indian Territory.

Dear Sir:

In the matter of your application for enrollment as a citizen of the Choctaw Nation, it appears from the affidavits of Allin Townsend and Nathan Hart, on file with the records in your case, that you were married on November 14, 1890, to your present husband, Joe Nail. There is also on file with the records in your case the affidavit of your husband, Joe Nail, that you were married to him November 14, 1891.

Before further consideration can be given your application for enrollment as a citizen of the Choctaw Nation it will be necessary for you to furnish the Commission with the sworn statements of two disinterested persons who were actually present at your marriage to your said husband, Joe Nail, stating whether you were married to him in 1890 or the year 1891.

This matter should receive your immediate attention.

Respectfully,

Commissioner in Charge.

7-1517

COPY

Muskogee, Indian Territory, January 31, 1907.

Mansfield, McMurray & Cornish,  
Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the ~~Five Civilized Tribes~~, rendered January 31, 1907, granting the application for the enrollment of Riley Winship as a citizen by blood of the Choctaw Nation.

You are hereby advised that the name of Riley Winship will be placed upon the next schedule of citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *James Dixby*

Commissioner.

7-1517.  
Registered.

7-1517

Muskogee, Indian Territory, January 30, 1907.

Robert E. Lee,  
Attorney at Law,  
Idaho, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 17, stating that you hope to procure the appearance of Simeon Winship to testify in behalf of *Riley* Winship, the latter part of this month, and you ask that the case be held open until February 1, 1907.

Receipt is also acknowledged of your telegram of January 28, asking that Martin hear the evidence of the father in this case.

In reply to your telegram you were advised on the same date by telegram that Martin had been authorized to hear testimony as to the parentage of Riley Winship at Valliant or at his next appointment.

Respectfully,

Commissioner.

1517

Muskogee, Indian Territory, January 28, 1907.

Walter H. Martin,

Valliant, Indian Territory.

Dear Sir:

On January 28, 1907, you were authorized by telegram to hear testimony relative to the parentage of Riley Winship as requested by Robert E. Lee, Attorney at Law. You are advised that Mr. Lee has been informed that you will hear this testimony at Valliant or at your next appointment.

Riley Winship is the illegitimate child of Paralee Nail, an intermarried citizen of the Choctaw Nation, and Simeon Winship is alleged to be the father. The testimony of the mother has already been taken in this case, and it is now desired to secure the evidence of the alleged father. You will, therefore, take the testimony of Simeon Winship or any other witnesses who may be present to testify relative to the parentage of said Riley Winship.

Respectfully,

Commissioner.

7-1517

Muskogee, Indian Territory, October 10, 1906.

Robert H. Lee,  
Attorney at Law,  
Ardmore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter without date in which you state that you have been unable so far to secure the appearance of Simeon Winship to the matter of the enrollment of his son, Riley Winship as a citizen by blood of the Choctaw Nation. You ask if there is any way in which the testimony of Simeon Winship may be procured by sending interrogatories to Wilmethule, Arkansas, as he is unwilling to appear at this office in person, although he does not deny that Riley Winship is his son.

In reply you are advised that it will be necessary that Simeon Winship appear in person at this office for the purpose of testifying relative to the parentage of Riley Winship who claims enrollment as a citizen by blood of the Choctaw Nation.

Respectfully,

MM

Commissioner.

7-1517.

Muskogee, Indian Territory, August 2, 1906.

Joe Nail,

Soper, Indian Territory.

Dear Sir:-

You are hereby notified that before any further action can be taken in the matter of the application for the enrollment of your step-son, Riley Winship, as a citizen by blood of the Choctaw Nation, it will be necessary that Simon Winship, the reputed father of said child, appear before this office and give testimony relative to the parentage of said applicant. It is desired that said appearance be made at an early date.

Similar notification has been forwarded your attorney, Robert E. Lee, of Ardmore, Indian Territory.

Respectfully,

Correll Salinger.

7-1517.

Muskogee, Indian Territory, January 31, 1907.

Paralee Nail,

Soper, Indian Territory.

Dear Madam:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 31, 1907, granting the application for the enrollment of Riley Winship as a citizen by blood of the Choctaw Nation.

You are hereby advised that the name of Riley Winship will be placed upon the next schedule of citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Jams Bixby*

Commissioner.

7-1517.  
Registered.

7-1517.

COPY

Muskogee, Indian Territory, January 31, 1907.

Simeon Winship,

Eagle'own, Indian Territory.

Dear Sir:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on January 31, 1907, rendered his decision granting the application for the enrollment of Riley Winship as a citizen by blood of the Choctaw Nation.

You are hereby advised that the name of Riley Winship will be placed upon the next schedule of citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *James Bixby*

Commissioner.

7-1517.  
Registered.



7-1517.

Muskogee, Indian Territory, August 2, 1906.

Robert E. Lee,  
Attorney at Law,  
Ardmore, Indian Territory.

Dear Sir:-

You are hereby notified that before any further action can be taken in the matter of the application for the enrollment of Riley Winship as a citizen by blood of the Choctaw Nation, it will be necessary that Simeon Winship, the reputed father of said child, appear before this office and give testimony relative to the parentage of said applicant. It is desired that said appearance be made at an early date.

Respectfully,

Commissioner.

7-1517.

COPY

Muskogee, Indian Territory, January 31, 1907.

Robert E. Lee,  
Attorney at Law,  
Ardmore, Indian Territory.

Dear Sir:

You are hereby notified that the Commissioner to the Five Civilized Tribes on January 31, 1907, rendered his decision granting the application for the enrollment of Riley Winship as a citizen by blood of the Choctaw Nation.

You are hereby advised that the name of Riley Winship will be placed upon the next schedule of citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval/

Respectfully,

HANES

*James Dixby*

Commissioner.

7-1517.  
Registered.

1518

James Thompson et al

Choc

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*Substitute*

7-1518.

Muskogee, Indian Territory, October 25, 1902.

James J. Thompson,

Wago, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your statement and that of G. E. Thompson relative to the death of your daughter, Mary Thompson, a citizen by blood of the Choctaw Nation, which occurred July 19, 1899; and the same are returned to you herewith, for the reason that neither affidavit is signed by the notary public whose seal is annexed thereto.

Upon return of same properly executed by the notary public, the matter will receive further consideration.

Receipt is also acknowledged of your affidavit and that of G. E. Thompson relative to the death of your daughter, Susan Thompson, a citizen by blood of the Choctaw Nation, which occurred April 6, 1899; and the same are returned to you herewith for further information relative to the deceased person.

You are informed that it appears from our records that James Thompson, 56 years of age, of Goodland, Indian Territory.

J J T 2

his wife Eliza, 37 years of age, his daughter Mary, 7 years of age and his son Simon, 5 years of age, were listed for enrollment as citizens by blood of the Choctaw Nation by this Commission May 10, 1902.

It does not appear from our records that any application has ever been made for enrollment of the child, Susan Thompson. If application ever was made for her enrollment, you are requested to state her age, and the time and place such application was made.

Upon receipt of the information requested herein, and return of the affidavits relative to the death of this person, the matter will receive further consideration.

Respectfully,

Commissioner in Charge.

Enc B I 161.

7-1518.

Muskogee, Indian Territory, November 14, 1902.

W.O. Surbaugh,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 10th inst., enclosing the affidavits of James J. Thompson and G.E. Thompson relative to the death of Mary Thompson, a citizen by blood of the Choctaw Nation, which occurred July 19, 1899; and the same being in proper form have been duly filed with the records of the Commission as evidence of death of the above named person.

It is stated in your letter that you received advices from the Commission recently that a number of blank proofs of death had been forwarded to you under separate cover, but that the same have never reached you, and you request that you now be furnished with a number of such blanks.

You are advised that twelve blanks of such description have been mailed you this day under separate cover.

Respectfully,

Acting Chairman.

1519

John E. Taylor et al

Choo

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-----o-----  
DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record herein is in the matter of the application for the  
enrollment as a citizen by intermarriage of the Choctaw Nation of

JOHN E. TRAYLOR,

7 - 1519

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-----c-----

11

11



*certified*  
This is to <sup>certified</sup> that I have  
this day joined together in  
the Holy Bonds of Matrimony,  
Mr J E Bayler to Miss Jane  
McLean

This the 25 Day December  
1896

E M Covidge  
Circuit Judge and  
Judicial Clerk to the  
Chester Nation

all things seemed  
This is to certify that we  
this day joined together on  
the day of Malvern  
Mr & Mrs to Miss Mary  
McLean  
This the 25th day December  
1896

27th Cambridge  
Lincoln Street 3rd  
Judicial District  
Christians Nations

Choctaw Nation 2  
County of Lenoir 3

Be it remembered that on the 1st day of December 1880

that I J. H. Williams Clerk of  
the County Court of Lenoir County Choctaw  
Nation having been applied to for  
marriage license by Mr. J. E. Traylor  
a citizen of the United States who  
refuses to marry Miss J. E.  
McDon a citizen of the Choctaw  
Nation and residing within the  
limits of the Choctaw Nation.

Be it further remembered that I  
being supplied with the require-  
ments of law and being of good  
moral character I do in virtue of  
the laws of the Choctaw Nation Grant  
him the said J. E. Traylor a license  
to marry Miss J. E. McDon.

Witness my hand and the seal of the County Court of Lenoir County Choctaw Nation this 1st day of December 1880.

Given under my hand  
and seal of office this  
1st day of Dec. 1880.

J. H. Williams  
Clerk of the County Court of  
Lenoir Co. Choctaw

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, Indian Territory, December 5th, 1902.

Choctaw 1319.  
Intermarried.

In the matter of the application of John E. Traylor for enrollment as an intermarried citizen of the Choctaw Nation.

John E. Traylor, having been first duly sworn, upon his oath testifies as follows:

Examination by the Commission:

- Q What is your name? A John E. Traylor.  
Q What is your age? A Thirty two.  
Q What is your post office address? A Hix, Indian Territory.  
Q Is that in the Choctaw Nation? A Yes sir.  
Q How long have you lived in the Choctaw Nation? A About seven years.  
Q Lived there continuously for the past seven years? A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these rights? A Jincy McCann.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.  
Q Have her rights to enrollment ever been disputed? A No sir.  
Q When were you married to Jincy McCann? A 25th December, 1896.  
Q Where was the marriage ceremony performed? A At her father's.  
Q Where is her father's? A In Kiamitia county.  
Q Were you married in accordance with the Choctaw tribal law? A Yes sir.  
Q From whom did you obtain your marriage license? A Henry Williams, county clerk at that time.  
Q How much did you pay for the license? A One hundred dollars in scrip.  
Q Who performed the marriage ceremony? A Ed Everidge, district judge at that time.  
Q Were you ever married before your marriage to Jincy McCann? A No sir.  
Q Was she ever married previous to her marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

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Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 5th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry Christen*

Subscribed and sworn to before me this 2<sup>nd</sup> day of January 1903.

*Charles H. Sawyer*  
Notary Public.

*Next*

1  
LGD  
7 - 1519

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.


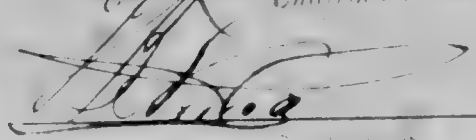
In the matter of the application for the enrollment of  
John E. Traylor as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that John E. Traylor, on December 25, 1896, was married in accordance with the laws, customs and usages of the Choctaw Nation to Jincy Traylor (nee McCan), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4276 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat. 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that John E. Traylor should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
Chairman  
  
C. R. Buck  
Chairman

Muskogee, Indian Territory,

APR 29 1903

Choctaw-1519

COPY.

Muskogee, Indian Territory, April 29, 1903.

John E. Traylor,

Miah, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

RECEIVED

James O. Bailey

Chairman.

Registered.

Enc. HGH 10.

Choctaw-1519

Copy

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of John E. Traylor for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Very truly yours,

James G. Smith,  
Chairman.

Registered.

Enc. HCH 10a.

IN RE

Application for Enrollment of

INFANT CHILD.

*Maudie M. Layler*

As a citizen of the  
*Choctaw*

Nation.

Approved

*May 10*

1899.

*[Signature]*

Commissioner.

RECEIVED OF THE UNITED STATES  
COMMISSIONER TO THE CHOCTAW NATION

FILED

*May 10 1899*

*[Signature]* CHAIRMAN.

RECEIVED

1519



Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *chocktaw* Nation,  
of *Maudie Traylor*, born on the *5* day of *November*, 189*8*.  
Name of father: *John E Traylor* <sup>intimate</sup> a citizen of the *chocktaw* Nation.  
Name of mother: *Fannie Traylor*, a citizen of the *chocktaw* Nation.  
Post Office: *Grant Inst Ind*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

*central* District *Traylor*

I, *Fannie Traylor*, on oath, state that I am *19* years of age and a  
citizen, by *blood*, of the *chocktaw* Nation; that I am the  
lawful wife of *John Traylor* who is a citizen, by *Marriage*, of the  
*chocktaw* Nation; that a child was born to me on the *15* day  
of *November*, 189*8*; that said child has been named *Maudie Marie Traylor*  
and is now living.

Subscribed and sworn to before me this

*8<sup>th</sup>* day of *May*

, 189*8*.

*J. E. Traylor*  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

*central* District.

I, *Minnie Traylor*, a *Midwife*, on oath, state that I  
attended on Mrs. *Fannie Traylor* wife of *John Traylor*  
on the *5* day of *November*, 189*8*; that there was born to her on said date a *girl* child;  
that said child is now living and is said to have been named *Maudie Marie Traylor*

*interview. Josephine Terry, Minnie & Nelson*  
Subscribed and sworn to before me this

*8* day of *May*

, 189*8*

*J. E. Traylor*  
Notary Public.

## IN RE

Application for Enrollment of

INFANT CHILD

*Willie Everett Traylor*  
as a citizen of*Choctaw*

Nation.

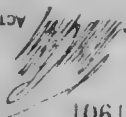
Approved, NOV 27 1901

1901



Commissioner.

ACTING CHAIRMAN



NOV 27 1901

FILED

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw Nation*,  
of *Willie Everett Traylor* born on the *27<sup>th</sup>* day of *Sept*, 190*1*  
(Here insert name of child)  
Name of Father: *J. E. Traylor*, a citizen of the *Choctaw Nation*.  
Name of Mother: *Jennie Traylor*, a citizen of the *Choctaw Nation*.  
Post-office, *Grant T.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

*Central*

District.

I, *Jennie Traylor*, on oath state that I am *20*  
years of age and a citizen, by *Blood*, of the *Choctaw* Nation;  
that I am the lawful wife of *J. E. Traylor*, who is a citizen, by  
*intermarriage* of the *Choctaw* Nation, that a *Male* child was  
born to me on the *27<sup>th</sup>* day of *Sept*, 190*1* that said child has been  
named *Willie Everett Traylor*, and is now living.

WITNESSES TO SIGN

(Must be Two Witnesses)

*Jennie Traylor.*

Subscribed and sworn to before me this *25* day of *Nov*, 190*1*.

*A. J. Harrell*

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

*Central*

District.

I, *Dr. M. J. White*, a Physician, on oath state that I  
attended on Mrs. *Jennie Traylor* wife of *J. E. Traylor*,  
on the *27* day of *Sept*, 190*1* that there was born to her on  
said date a *Male* child; that said child is now living and is said to have been  
named *Willie Everett Traylor*.

WITNESSES TO MARK:

(Must be Two Witnesses)

*Dr. M. J. White*

Subscribed and sworn to before me this *25* day of *Nov*, 190*1*.

*D. P. Harrell*

NOTARY PUBLIC

Muskogee, Indian Territory, November 27, 1901.

J. E. Traylor,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Willie Everett Traylor, the infant son of J. E. and Jennie Traylor, born September 27, 1901, and the same being in proper form has been duly filed with the records of this office and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

7-1519

7-1314

Wagon, Indian Territory August 4, 1903.

John E. Traylor,

Wagon, Indian Territory.

Dear sir:

Receipt is hereby acknowledged of your letter of July 31, asking if your enrollment has been approved and if so if you will be permitted to select allotments for your wife and children.

In reply to your letter you are informed that it appears from our records that John E. Traylor has been enrolled by this Commission as an intermarried citizen of the Choctaw Nation, and his wife Jincy Traylor and his children Maudie W. and Willie Everett Traylor have been enrolled as citizens by blood of said nation and their enrollment has been approved by the Secretary of the Interior.

You would accordingly be permitted to select allotments for your wife and children under the provisions of section six of the rules and regulations governing the selection of allotments and the designation of homesteads in the Choctaw and Chickasaw Nations, copy of which is herewith inclosed you.

Respectfully,

Commissioner in Charge.

Rules for allotment.

1520 George W. Henderson et al

Choc

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Refused Jan 16, 1907

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Tuskahoma, Indian Territory, December 11th, 1902.

Choctaw 1520.  
Intermarried.

In the matter of the application of Lillie Henderson for enrollment as an intermarried citizen of the Choctaw Nation.

Lillie Henderson, having been first duly sworn, upon her oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Lillie Henderson.  
Q How old are you? A Twenty one.  
Q What is your post office address? A Frogville, Indian Territory.  
Q How long have you been a resident of the Choctaw Nation? A Going on five years.  
Q Have you lived here continuously for the past five years? A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim these rights? A George Henderson.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.  
Q Have his rights as such ever been disputed? A No sir.  
Q When were you married to George Henderson? A In February, four years ago.  
Q Where was the marriage ceremony performed? A Paris, Texas.  
Q At that time were you living in the state of Texas? A No sir.  
Q Where were you living? A Here in the nation.  
Q How long had you lived here before your marriage? A About two years off and on.  
Q What was your husband's home at the time of your marriage? A Here at Frogville.  
Q Were you married under the laws of the state of Texas? A Yes sir.  
Q Who performed the marriage ceremony? A I don't know the man's name; he lived in Paris.  
Q Were you ever married previous to your marriage to George Henderson? A Yes sir.  
Q What was the name of your former husband? A Newt Wilson.  
Q Was he a white man? A Yes sir.  
Q When were you married him? A About seven years ago I reckon.  
Q How long did you live with him? A About a year off an on.  
Q At the end of that time did you separate? A Yes sir.  
Q Was there any divorce? A Yes sir.  
Q Who obtained the divorce? A He got a divorce.  
Q Where did he get that divorce? A Over in Texas.  
Q Was your present husband ever married before his marriage to you? A No sir.  
Q Since your marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as bona fide residents of the Choctaw Nation? A Yes sir.

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Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause

Lillie Henderson-----2.

on the 11th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry Chistern*

Subscribed and sworn to before me this <sup>22</sup> day of January 1903.

*Charles H. Hansen*  
Notary Public.

*Wax*



No. 122.  
STATE OF TEXAS.

MARRIAGE  
LICENCE.

COUNTY OF  
LAMAR.

To any regularly Licensed or Ordained Minister of the Gospel, Jewish Rabbi, Judge of the District or County Court, or any Justice of the Peace in and for Lamar County Greeting:

YOU ARE HEREBY AUTHORIZED TO solemnize the Rites of MATRIMONY, Between Mr. Geo. Henderson and Mrs. Lillie Wilson and make due return to the Clerk of the County Court of said County within sixty days thereafter certifying your action under this Licence.

Witness my official signature and seal of office at my office in Paris this 21st day of Feby. A. D. 1898.

By H. A. Cunningham, Deputy.

W. A. Roach  
Clerk. Co. Court Lamar Co.

I Chas Hoover hereby certify that on the 21st day of Feby. A.D. 1898, I united in Marriage Geo. Henderson and Mrs. Lillie Wilson the parties above named.

Witness my hand this 21st day of Feby. A.D. 1898.

Chas. Hoover, Pastor of Baptist Church, Blossom, Tex.

Returned and filed for record the 22 day of Feby. 1899.

and recorded the 27th day of Sept. 1898.

By Ruth Roach, Deputy.

W. A. Roach Clerk.

INDORSED ON BACK AS FOLLOWS:

Marriage License

George Henderson and Lillie Wilson

I/ L.W. Ross, Clerk of County Court, Lamar Co. Texas, do hereby certify that the foregoing page contains a correct copy of marriage license certificate and return as recorded in Book, No. 16 Page No. 196 of Marriage Records of Lamar Co. Texas.

Given under my hand and official seal at Paris Texas, May 9th A.D. 1899.

L.W. Ross, Clerk. Co?  
Court, Lamar Co. Texas.

(SEAL).

Muskogee, Indian Territory, February 18, 1903.

Lillie Henderson,

Frogville, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of the 6th inst., stating that you have learned that your former husband, Nute Wilson, has been dead for six years, and requesting information as to what additional evidence you must furnish in the matter of your application for enrollment as an intermarried citizen of the Choctaw Nation.

In reply, you are advised that it appears from your testimony given before the Commission at Muskahoma, Indian Territory, on December 11, 1902, that previous to your marriage to George W. Henderson, through whom you claim intermarried rights in the Choctaw Nation, you were the wife of Nute Wilson, who was living at the time of your marriage to the said George W. Henderson, but from whom you had been divorced.

It is suggested that you write to the Clerk of the Court in which the decree of divorce was granted you from your former husband, and obtain a certified copy of said decree and forward it to the Commission to be filed with the record in your case.

As this evidence is necessary in the matter of your application for enrollment as a citizen by intermarriage of the Choctaw

Lillie Henderson, - 2.

Nation, you are requested to obtain and forward the same to this Commission at your earliest convenience.

Respectfully,

Acting Chairman.

Huskogee, Indian Territory, September 17, 1903.

Lillie Henderson,  
Frogville, Indian Territory.

Dear Madam:-

On February 18, 1903, you were advised that it would be necessary for you to furnish the Commission with either the original or a certified copy of your decree of divorce from your former husband, ~~Wate Wilson~~. The Commission is not in receipt of any such evidence of divorce and before any further consideration can be given your application for enrollment as an intermarried citizen of the Choctaw Nation, it will be necessary for you to forward to the Commission the evidence requested.

Respectfully,

Chairman.

7-1520.

7-1520.

Muskogee, Indian Territory, March 29, 1904.

Lillie Henderson,

Frogville, Indian Territory.

Dear Madam:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it does not appear that there is any evidence on file with the Commission of your divorce from your former husband, Newt Wilson, who was living at the time of your marriage to George Henderson, the Choctaw Indian through whom you claim.

On February 18, 1903 and again on September 17, 1903 you were advised that it would be necessary for you to furnish the Commission with, either the original or a certified copy of your decree of divorce from your said former husband, Newt Wilson, to which letter no response has been made.

You are again advised that before any further consideration can be given your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it will be necessary for you to forward to the Commission the evidence requested.

Respectfully,

Commissioner in Charge.

Muskogee, Indian Territory, August 6, 1904.

Millie Henderson,

Frogville, Indian Territory.

Dear Madam:-

On February 18, 1903, September 17, 1903 and again on March 29, 1904, in the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation you were advised that it would be necessary, before your rights as such citizen could be determined, for you to furnish the Commission with either the original or a certified copy of the decree of divorce between you and your former husband Newt Wilson, whom you stated was living at the time of your marriage to George Henderson the Choctaw Indian through whom you claim your rights.

You are again advised that before the Commission can determine your rights as a citizen by intermarriage of the Choctaw Nation the above evidence must be supplied.

Please give this matter your prompt attention.

Respectfully,

Commissioner in Charge.

Muskogee, Indian Territory, March 23, 1905.

J. S. Mullen,

Attorneys at Law,

Ardmore, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of March 13, 1905, in which you ask the status of the application of Lillie Henderson, wife of George W. Henderson, for enrollment as an inter-married citizen of the Choctaw Nation; you state that it appears the Commission needs some information in regard to divorce of applicant from her former husband Newt Wilson, but that the applicant states that she has been married to George W. Henderson about seven years and that her former husband had died a year or two prior to her marriage to said Henderson; that it occurs to you therefore, if this is true, that she was not divorced by a decree of any court.

In reply to your letter you are informed that Lillie Henderson at the time of her personal appearance before the Commission December 11, 1902, testified that she was divorced from her former husband Newt Wilson, but did not state that he had died prior to her marriage to George Henderson. If she was not divorced from Newt Wilson and he died prior to her marriage to George W. Henderson she would forward an affidavit to that effect at the earliest practicable date accompanied by the affidavits of one or more dis-

J. S. M. #2.

interested persons who know that the said Newt Wilson died prior to the marriage of the applicant to George W. Henderson.

Respectfully,

Chairman.



Muskogee, Indian Territory, October 17, 1905.

Lillie Henderson,  
Frogville, Indian Territory.

Dear Madam:-

You are hereby notified that before any further action can be taken in the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it will be necessary for you to furnish this office with either the original or a certified copy of the decree of divorce from your former husband, Nate Wilson.

This matter should receive your immediate attention.

Respectfully,

Commissioner.

Muskogee, Indian Territory, February 24, 1906.

Lillie Henderson,

c/o J. S. Mullen,

Ardmore, Indian Territory.

Dear Madam:-

It appears from the records of this office that on April 10, 1899, you appeared before the Commission to the Five Civilized Tribes and made application for enrollment as a citizen by intermarriage of the Choctaw Nation. On December 11, 1902, you appeared before said Commission at Tushkahoma, Indian Territory, and testified that prior to your marriage to George W. Henderson, from whom you claimed your intermarried rights, you were married to one Nute Wilson, from whom you had been divorced.

It will be necessary that this office be furnished with either the original or a certified copy of said decree of divorce, and if the same is not forwarded within a reasonable time, it will be presumed that you desire to have a decision rendered in your case upon the record as it now stands.

Respectfully,

Acting Commissioner

Muskogee, Indian Territory, April 28, 1906.

Henshaw & Falkner,

Attorneys at Law,

Madill, Indian Territory.

Gentlemen:-

Receipt is hereby acknowledged of your letter of April 24, 1906, asking the status of the application of Lillie Henderson, wife of George Henderson, for enrollment as an intermarried citizen of the Choctaw Nation, you state that you have recently been employed to represent this applicant and desire to supply such proof as may be necessary.

In reply to your letter you are advised that the application for the enrollment of Lillie Henderson as an intermarried citizen of the Choctaw Nation has not yet been passed upon and it will be necessary that she forward a certified copy of the decree of divorce from her former husband Nate Wilson.

This matter should receive immediate attention.

Respectfully,

Commissioner.

Muskogee, Indian Territory, May 4, 1906.

Henshaw & Falkner,

Attorneys at Law,

Madill, Indian Territory.

Gentlemen:-

Receipt is hereby acknowledged of your letter of April 30, 1906, requesting that action in the matter of the application of Lillie Henderson for enrollment as an intermarried citizen of the Choctaw Nation be deferred that you may have an opportunity to investigate the matter and ascertain if Hewt Wilson, for mer husband of Lillie Henderson did not die prior to the date of her marriage to George W. Henderson.

In reply to your letter you are advised that your request has been granted and you will be allowed thirty days for the introduction of additional testimony in this case.

Respectfully,

Acting Commissioner.

Muskogee, Indian Territory, June 4, 1906.

Henshaw & Falkner,

Attorneys at Law,

Madill, Indian Territory.

Gentlemen:-

Receipt is hereby acknowledged of your ~~letter of~~ May 30, 1906, in which you state that the thirty days from May 4, 1906, which were allowed for the introduction of testimony in the matter of the application of Lillie Henderson for enrollment as an inter-married citizen of the Choctaw Nation has expired, but the applicant is too ill to appear at Muskogee, at this time; you state that you have given the attorneys for the Choctaw and Chickasaw Nations notice that additional testimony will be taken in this matter.

In reply to your letter you are advised that your request that the time for the introduction of testimony in this case be extended until June 9, 1906, has been granted.

Respectfully,

Commissioner.

7-1520.  
O.L.J.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-----

In the matter of the application for the enrollment of Lillie Henderson as a citizen by intermarriage of the Choctaw Nation.

DECISION.

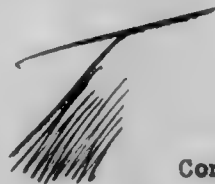
It appears from the census card record in this case that on May 10, 1899, application was made to the Commission to the Five Civilized Tribes for the enrollment of Lillie Henderson as a citizen by intermarriage of the Choctaw Nation.

It further appears from the record herein that said applicant claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by reason of her marriage on February 21, 1898, to George W. Henderson, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4279 upon the final roll of citizens by blood of the Choctaw Nation approved by the Secretary of the Interior December 12, 1902.

On the appearance of the applicant before this office on December 11, 1902, said applicant testified that prior to her marriage to George W. Henderson, through whom she claims her intermarried rights, she had been legally married to Newt Wilson, a white man, from whom she had been divorced.

Although ample opportunity has been afforded said applicant to show by satisfactory evidence that her former husband, Newt Wilson, had died prior to her marriage to the said George W. Henderson, or that she had been legally divorced from him, she has failed to do so.

I am, therefore, of the opinion that the application made for the enrollment of Lillie Henderson as a citizen by intermarriage of the Choctaw Nation, should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stat., 495), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

JAN 10 1907

7-1520.

COPY.

Muskogee, Indian Territory, January 16, 1907.

Lillie Henderson,  
c/o J. S. Mullen,  
Ardmore, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Lillie Henderson as a citizen by intermarriage of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Commissioner.

Registered.

Incl. 7-1520.

7-1520.

COPY.

Muskogee, Indian Territory, January 16, 1907.

Henshaw and Falkner,

Madill, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Lillie Henderson as a citizen by intermarriage of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Samuel D. Doby*

Commissioner.

Incl. 7-1520.



7-1520.

COPY.

Muskogee, Indian Territory, January 16, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nation.

South McAlester, Indian Territory.

Gentlemen;

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Lillie Henderson as a citizen by intermarriage of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Inc. 7-1520.

COPY.  
Muskogee, Indian Territory, January 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Lillie Henderson as a citizen by intermarriage of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 16, 1907, denying said application.

Respectfully,

SIGNED *Tame Doby*

Commissioner.

2 Incl. 7-1520.

Through the  
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

Y.P.  
O.K.

LRS

D.C. 12051-1907.

I. T. D.

4594, 4604, 4606, 4608, - 1907.  
4642, 4680, 4668, 4702, "  
4716, 4722, 4724, 4728 "

February 27, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of Your Letter of transmittal.
Tom Isaac, (Miss. Choc.),	December 15, 1906.
Viney King et al., (Freedmen),	October 19, 1906.
Frank Going,	October 19, 1906.
James Morris,	October 19, 1906.
Floy E. Davis et al.,	January 16, 1907.
Sousan Jackson et al.,	January 29, 1907.
Lillie Henderson,	January 16, 1907.
Claudia A. Plato et al.,	December 24, 1906.
Beatrice Bottoms,	January 9, 1907.
William H. Mitchell et al.,	January 9, 1907.
Thedia D. Blake et al.,	November 22, 1906.
Cora A. Pyle,	January 9, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

12 inc. and 24  
inc. for Ind. Of.

Jesse E. Wilson

Assistant Secretary.

AFMc  
2-28-07

( C O P Y )

Refer in reply to the following:

Land.  
6916-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

February 21, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the application for the enrollment of Lillie Henderson as a citizen by intermarriage of the Choctaw Nation.

The Commissioner found from the record in the case that the applicant claims her right to enrollment as a citizen by intermarriage by reason of her marriage of February 21, 1898, to George W. Henderson, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears at No. 4279 on the final roll of citizens by blood of the Choctaw Nation approved by the Department on December 12, 1902.

He also says that on the appearance of the applicant before his office on December 11, 1902, she testified that prior to her marriage to George W. Henderson, through whom she claims her intermarried rights, she had been legally married to Knute Wilson, a white man, from whom she had been divorced. He adds that although ample opportunity has been afforded her to show by satisfactory evidence that her former husband Knute Wilson had died prior to her marriage to Henderson, or that she had

been legally divorced from him, she has failed to do so. Under the circumstances he determined that her case had not been satisfactorily made out, and on January 16, 1907, rejected her.

Since satisfactory evidence should be produced to show either that the former husband was dead or that a divorce had been secured from him, and the applicant has failed to produce this essential and prerequisite evidence, it is recommended that the decision of the Commissioner be approved.

Very respectfully,

C. F. Larrabee,  
Acting Commissioner.

KDH-Y.

7-1520

Muskogee, Indian Territory, April 3, 1907.

Lillie Henderson,

c/o J. S. Mullen,

Ardmore, Indian Territory.

Dear Madam:

You are hereby advised that on February 27, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Lillie Henderson as a citizen by intermarriage of the Choctaw Nation.

Respectfully,

*Geo. W. Anderson*

Acting Commissioner.

7-1320

Muskogee, Indian Territory, April 3, 1907.

Henshaw & Falkner,

Madill, Indian Territory.

Gentlemen:

You are hereby advised that on February 27, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Lillie Henderson as a citizen by intermarriage of the Choctaw Nation.

Respectfully,

*S. J. [Signature]*

Acting Commissioner.

7-1520

Muskogee, Indian Territory, April 3, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 27, 1907, the Secretary of the Interior, affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Lillie Henderson as a citizen by intermarriage of the Choctaw Nation.

Respectfully,

  
Acting Commissioner.



REFER IN REPLY TO THE FOLLOWING:

7-1520

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, October 17, 1905.

Lillie Henderson,  
Frogville, Indian Territory.

Dear Madam:

You are hereby notified that before any further action can be taken in the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it will be necessary for you to furnish this office with either the original or a certified copy of the decree of divorce from your former husband, Nute Wilson.

This matter should receive your immediate attention.

Respectfully,



Commissioner.

7-1520.

Muskogee, Indian Territory, February 24, 1906.

Lillie Henderson,

Frogville, Indian Territory.

Dear Madam:

It appears from the records of this office that on April 10, 1899, you appeared before the Commission to the Five Civilized Tribes and made application for enrollment as a citizen by inter-marriage of the Choctaw Nation. On December 11, 1902, you appeared before said Commission at Muskahomma, Indian Territory, and testified that prior to your marriage to George W. Henderson, from whom you claim your intermarried rights, you were married to one Nate Wilson, from whom you had been divorced.

It will be necessary that this office be furnished with either the original or a certified copy of said decree of divorce, and if the same is not forwarded within a reasonable time, it will be presumed that you desire to have a decision rendered in your case upon the record as it now stands.

Respectfully,

Acting Commissioner.

7-1520.

Muskogee, Indian Territory, April 5, 1906.

Chief Clerk,

Choctaw Land Office,

Atoka, Indian Territory.

Dear Sir:

This office has been unable to ascertain the whereabouts of Lillie Henderson, an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation. Frequent letters addressed to her and her husband, George W. Henderson, at Frogville, Indian Territory, have been returned unclaimed. Inasmuch as George W. Henderson has been finally enrolled as a citizen by blood of the Choctaw Nation, number 4279, and has selected his allotment, it is desired that you furnish this office with his present postoffice address.

Respectfully,

Acting Commissioner.

Choctaw 1520

Muskogee, Indian Territory, April 24, 1906.

Mrs. Lillie Henderson,

Woodville, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of your letter of April 17, stating that you have been informed letters have been addressed to you at Frogville, Indian Territory, your former post office, and asking that they be forwarded you at Woodville, Indian Territory.

Your change of address has been made a matter of record and there is inclosed herewith letter recently addressed you by this office requesting additional evidence in the matter of your application for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Commissioner.

Y.P.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

LRS

D.C. 12051-1907.

I. T. D.

4594, 4604, 4606, 4608, - 1907.

4642, 4650, 4668, 4702, "

4716, 4722, 4724, 4728, "

February 27, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of Your Letter of transmittal.
Tom Isaac, (Miss. Choc.),	December 15, 1906.
Viney King et al., (Freedmen),	October 19, 1906.
Frank Going,	October 19, 1906.
James Morris,	October 19, 1906.
Floy E. Davis et al.,	January 16, 1907.
Sousan Jackson et al.,	January 29, 1907.
Lillie Henderson	January 16, 1907.
Claudia A. Plato et al.,	December 24, 1906.
Beatrice Bottoms,	January 9, 1907.
William H. Mitchell et al.,	January 9, 1907.
Thedia D. Blake et al.,	November 22, 1906.
Cora A. Pyle,	January 9, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

12 inc. and 24  
inc. for Ind. Of.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

AFMc

2-28-07.

Refer in reply to the following:

( C O P Y )

Land.  
6916-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

February 21, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the application for the enrollment of Lillie Henderson as a citizen by intermarriage of the Choctaw Nation.

The Commissioner found from the record in the case that the applicant claims her right to enrollment as a citizen by intermarriage by reason of her marriage of February 21, 1898, to George W. Henderson, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears at No. 4279 on the final roll of citizens by blood of the Choctaw Nation approved by the Department on December 15, 1902.

He also says that on the appearance of the applicant before his office on December 11, 1902, she testified that prior to her marriage to George W. Henderson, through whom she claims her intermarried rights, she had been legally married to Knute Wilson, a white man, from whom she had been divorced. He adds that although ample opportunity has been afforded her to show by satisfactory evidence that her former husband Knute Wilson had died prior to her marriage to Henderson, or that she had

been legally divorced from him, she has failed to do so. Under the circumstances he determined that her case had not been satisfactorily made out, and on January 16, 1907, rejected her.

Since satisfactory evidence should be produced to show either that the former husband was dead or that a divorce had been secured from him, and the applicant has failed to produce this essential and prerequisite evidence, it is recommended that the decision of the Commissioner be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBH-Y.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Tuskahoma, Indian Territory, December 11th, 1902.

Choctaw 1520.  
Intermarried.

In the matter of the application of Lillie Henderson for enrollment as an intermarried citizen of the Choctaw Nation.

Lillie Henderson, having been first duly sworn, upon her oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Lillie Henderson.  
Q How old are you? A Twenty one.  
Q What is your post office address? A Frogville, Indian Territory.  
Q How long have you been a resident of the Choctaw Nation? A Going on five years.  
Q Have you lived here continuously for the past five years? A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim these rights? A George Henderson.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.  
Q Have his rights as such ever been disputed? A No sir.  
Q When were you married to George Henderson? A In February, four years ago.  
Q Where was the marriage ceremony performed? A Paris, Texas.  
Q At that time were you living in the state of Texas? A No sir.  
Q Where were you living? A Here in the nation.  
Q How long had you lived here before your marriage? A About two years off and on.  
Q What was your husband's home at the time of your marriage? A Here at Frogville.  
Q Were you married under the laws of the state of Texas? A Yes sir.  
Q Who performed the marriage ceremony? A I don't know the man's name; he lived in Paris.  
Q Were you ever married previous to your marriage to George Henderson? A Yes sir.  
Q What was the name of your former husband? A Newt Wilson.  
Q Was he a white man? A Yes sir.  
Q When were you married him? A About seven years ago I reckon.  
Q How long did you live with him? A About a year off and on.  
Q At the end of that time did you separate? A Yes sir.  
Q Was there any divorce? A Yes sir.  
Q Who obtained the divorce? A He got a divorce.  
Q Where did he get that divorce? A Over in Texas.  
Q Was your present husband ever married before his marriage to you? A No sir.  
Q Since your marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as bona fide residents of the Choctaw Nation? A Yes sir.

--000--

Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause



Lillie Henderson-----2.

on the 11th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry C. Risten*

Subscribed and sworn to before me this <sup>22</sup> day of January 1903.

*Charles H. Sampson*  
Notary Public.

Not

Y.P.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

LRS

D.C.12051-1907.

I. T. D.

4594, 4604, 4606, 4608, - 1907.  
4642, 4650, 4668, 4702, "  
4716, 4722, 4724, 4728, "

February 27, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of Your Letter of transmittal.
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Floy E. Davis et al.,	January 16, 1907.
Sousan Jackson et al.,	January 29, 1907.
Lillie Henderson	January 16, 1907.
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William H. Mitchell et al.,	January 9, 1907.
Thedia D. Blake et al.,	November 22, 1906.
Cora A. Pyle,	January 9, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

12 inc. and 24  
inc. for Ind. Of.

Jesse E. Wilson,

Assistant Secretary.

AFMc  
2-28-07.

( C O P Y )

Refer in reply to the following:

Land.  
6916-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

February 21, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the application for the enrollment of Lillie Henderson as a citizen by intermarriage of the Choctaw Nation.

The Commissioner found from the record in the case that the applicant claims her right to enrollment as a citizen by intermarriage by reason of her marriage of February 21, 1898, to George W. Henderson, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears at No. 4279 on the final roll of citizens by blood of the Choctaw Nation approved by the Department on December 11, 1902.

He also says that on the appearance of the applicant before his office on December 11, 1902, she testified that prior to her marriage to George W. Henderson, through whom she claims her intermarried rights, she had been legally married to Knute Wilson, a white man, from whom she had been divorced. He adds that although ample opportunity has been afforded her to show by satisfactory evidence that her former husband Knute Wilson had died prior to her marriage to Henderson, or that she had

been legally divorced from him, she has failed to do so. Under the circumstances he determined that her case had not been satisfactorily made out, and on January 16, 1907, rejected her.

Since satisfactory evidence should be produced to show either that the former husband was dead or that a divorce had been secured from him, and the applicant has failed to produce this essential and prerequisite evidence, it is recommended that the decision of the Commissioner be approved.

Very respectfully,

C. F. Larabee,  
Acting Commissioner.

ESH-Y.

1521

Charles K. Winston et al

Choc

---

4

John

7-1521

INDEXED

32

IN RE  
THE DEATH OF

*Samantha Winder*

a citizen of the

*Choctaw*

Nation.

Approved. DEC 6 1902 190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE CIVILIZED TRIBES,

FILED

DEC 6 1902

*[Signature]*  
ACTING CHAIRMAN.

CHOCTAW. #1521.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Samantha Winston  
(Here insert name of deceased.)  
a citizen of the Choctaw Nation, who formerly resided at or near  
Antlers, Ind. Ter., and died on the \_\_\_\_\_ day of  
December, 1901.  
(Here insert name of post office.)

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Serena Serena Winston, on oath state that I am 60  
years of age and a citizen, by blood, of the Choctaw Nation;  
that my post office address is Hugo, Ind. Ter.; that I am  
no kin of Samantha Winston  
(State relationship as the father, brother, cousin, etc.) (Here insert name of deceased.)

who was a citizen, by marriage, of the Choctaw Nation;  
and that said Samantha Winston died on the \_\_\_\_\_ day of  
December, 1901. Serena her Winston  
marks

WITNESSES TO MARK

(Must be Two  
Witnesses.)

Subscribed and sworn to before me this

3

day of

December

1901

H. C. Risteen

Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Jim Thompson, on oath state that I am 53  
years of age, and a citizen, by blood, of the Choctaw Nation;  
that my post office address is \_\_\_\_\_ Ind. Ter.;  
that I was personally acquainted with Samantha Winston  
(Here insert name of deceased.)  
who was a citizen, by marriage, of the Choctaw Nation;  
and that said Samantha Winston died on the \_\_\_\_\_ day of  
December, 1901.  
(Here insert name of deceased.)

WITNESSES TO MARK

(Must be Two  
Witnesses.)

Subscribed and sworn to before me this

3

day of

December

1901

H. C. Risteen

Notary Public.



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Sulphur, Indian Territory, March 2, 1907.

In the matter of the death of Charles K. Winston, a citizen by blood of the Choctaw Nation, Field Card Number 1521, approved Roll Number 4280.

Testimony taken in Hugo, Indian Territory, January 7th, 1907.

Rachel James, (formerly Reeves), being first duly sworn, testified as follows:

Witnesses Sworn by Lacey P. Bobo, Notary Public in and for the Central District of the Indian Territory, tes-

JACOB HOMER, OFFICIAL INTERPRETER.

BY THE COMMISSIONER:

- Q What is your name? A Rachel James.  
Q What is your postoffice? A Hugo, I. T.  
Q Are you a citizen by blood of the Choctaw Nation? A Yes, sir.  
Q Are you identified with the Rachel Reeves who made an affidavit before one Carl Patterson, Notary Public, on the 19th day of November, 1904, affirming that Charles K. Winston died on the 11th day of December 1902? A Yes, sir.  
Q It appears that one Surena Winston made affidavit as wife on the same date, also affirming that Charles K. Winston died on December 11, 1902: What relation are you to Surena Winston?  
A I am her daughter.  
Q Was Charles K. Winston your step-father? A Yes, sir.  
Q When did Charles K. Winston die? A In 1900.  
Q What time in 1900? A December 11th.  
Q Have you a record showing Charles K. Winston died on the date you state he died?  
A Yes, sir, I have a record; when you were at my house before I did not think of showing it to you.

This party at the home of the witness in February 1906 procured her testimony relative to the death of Charles K. Winston, but same, together with other records, was destroyed by fire at Fort Towson, Indian Territory, in March 1906.

- Q Rachel are you married? A Yes, sir.  
Q Who did you marry? A David James.  
Q When did you marry David James? A June 4, 1902.  
Q How long have you been married? A About four years, I guess-- it will be five years next June.  
Q At the time you married David James was Charles K. Winston dead?  
A Yes, sir, he was dead.  
Q How long before your marriage did his death occur?

In re the death of Charles K. Winston--#2--Rachel James, Witness.

Q About a year and a half.  
Q You state positively that you married June 4, 1902, and that Charles K. Winston had been dead more than a year at the time of your marriage? A I do.

Witness here requests to be excused stating that she wishes to catch a train that leaves Hugo, I. T., in a few minutes.

Testimony taken at same place and on same date as above.

DAVID JAMES, being first duly sworn, testified as follows:

BY THE COMMISSIONER:

Q What is your name? A David James.  
Q How old are you and what is your postoffice address?  
A I am 25; Hugo, I.T.  
Q Are you the present husband of Rachel Reeves, a Choctaw citizen about twenty years old of Hugo, I. T.?  
A Yes.  
Q Who was the mother of your wife? A Surena Wallace.  
Q Did this woman also go by the name of Surena Winston? A Yes.  
Q Was this Surena Wallace or Winston the wife of Charles K. Winston? A Yes, sir.  
Q The records of the Commission to the Five Civilized tribes show that Surena Winston, as wife, and your present wife, Rachel Reeves, as acquaintance, made affidavits before Carl Patterson, Notary Public, that Charles K. Winston died on the 11th day of December 1902: Do you know these affidavits to be in error about his dying on that date?  
A Yes, sir, I know they are mistaken, because I married Rachel Reeves June 4, 1902 and he died a long time before that.  
Q How long had Charles K. Winston been dead when you married Rachel Reeves on June 4, 1902? A About a year and a half.  
Q Is there a private record in your family showing when Charles K. Winston died? A Yes,  
Q What does that record show? A It shows he died in December 1900.  
Q Where did he die? A We died at Wilson Thomas' house.  
Q Is Wilson Thomas a Choctaw and does he live near Lenton, I.T.? A Yes, sir.  
Q How near did he live to where Charles K. Winston was buried? A About half a mile.  
Q Is there any inscription on his tombstone as to when he died? A Yes, sir.  
Q Is said tombstone a marble shaft and do you remember what is inscribed thereon?  
A It's marble, but I don't know the dates on it.

This field party in February 1906 visited the grave of Charles K. Winston and inscribed on his tombstone was a specific date of his death, said date of death being prior to September 25, 1902. The epitaph was copied in full and incorporated in testimony procured at that time relative to this case, but was destroyed with other papers, as hereinbefore mentioned, at Fort Towson, I.T.

Q Is Surena Reeves, the party who made affidavit that Charles K. Winston died December 11, 1902, which affidavit you state you know to be in error, living at the present time? A No, she's dead.

Witness Excused.

In re the death of Charles K. Winston---#5---

W. P. Covington, being duly sworn, states that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said case on dates set forth.

W. P. Covington  
Subscribed and sworn to before me, this 3 day of March

1907.

Lacy T. L. B.  
Notary Public.

Muskogee, Indian Territory, July 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith the record in the matter of the date of the death of Charles E. Winston whose name appears upon the approved roll of citizens by blood of the Choctaw Nation opposite No. 4280.

~~On November 19, 1904, Serena Winston and Rachel Reeves made~~  
affidavits to the death of Charles E. Winston December 11, 1902, and subsequently on January 21, 1905 Wilson Thomas and Joe Allen executed affidavits to the death of this citizen December 11, 1900, and an investigation was subsequently instituted for the purpose of determining the exact date of the death of the said Charles E. Winston.

The testimony of David James and Rachel James was procured from which it is evident that Charles E. Winston died on December 11, 1900.

No selection of allotment has been made for Charles E. Winston.

In view of the recommendation of the Acting Commissioner of Indian Affairs of April 13, 1907, in the Cherokee case of Rose

Riley et al. which was approved by the Secretary of the Interior on June 5, 1907, I have the honor to recommend that upon the copies of the final roll of citizens of the Choctaw Nation in the possession of the Department and the Indian Office there be placed opposite the name of Charles K. Winston at No. 4280 the notation "Died prior to September 25, 1902; not entitled to allotment" and also upon the original letter and copies thereof transmitting schedule containing the name of Charles K. Winston for Departmental action.

It is also recommended that this office be authorized to make like notation upon the copies of the final roll and letters of transmittal in its possession.

Respectfully,

*Acting* Commissioner.

Through the  
Commissioner of Indian Affairs.

7-1521.

(COPY)

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS.  
WASHINGTON.

July 31, 1907.

I.T. 64826-1907.

Subject:  
Death of Charles K. Winston.

The Honorable,  
The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed letter of the 23rd instant from W. C. Pollock, Acting Commissioner to the Five Civilized Tribes, who transmits the record in the matter of the death of Charles K. Winston, whose name appears on the approved roll of citizens by blood of the Cherokee (Choctaws) Nation, opposite No. 4280. Mr. Pollock finds from the proof that Charles K. Winston died on December 11, 1900; that his representatives are therefore not entitled to select an allotment on his account, none having been made up to the present time, and recommends that on the copies of the final roll of citizens of the Choctaw Nation in the possession of the Department and of this Office there be placed opposite the name of Charles K. Winston at No. 4280, the notation, "Died prior to September 25, 1902. Not entitled to allotment;" and also on the original letter and copies thereof, transmitting the schedule containing the name of Charles K. Winston for Departmental action; also that the

2--

Commissioner be authorized to make a like notation on copies of the final roll and letters of transmittal in his possession.

The proof in the case showing conclusively that Charles K. Winston died before September 25, 1902, the Office concurs in the recommendation of the Acting Commissioner that, with an amendment, the notation on the roll shall read, "Died prior to September 25, 1902. Not entitled to land or money."

Very respectfully,

C.W. Larrabee,

Acting Commissioner.

EBH-Y.

Approved July 31, 1907.

Jesse E. Wilson,

Acting Secretary.

97ms

REFER IN REPLY TO THE FOLLOWING:

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, August 15, 1907.

Chief Clerk,

Choctaw-Chickasaw Enrollment Division.

GENERAL OFFICE.

Dear Sir:

There is herewith transmitted for the information of your office copy of Indian Office letter of July 31, 1907 (I.T. 64826-1907), approved by the Acting Secretary on the same date, relative to the death of one Charles K. Winston, whose name appears on the approved roll of citizens by blood of the Choctaw Nation opposite No. 4280.

You are directed to comply with the instructions contained in said letter and make proper notation on copy of said roll in your possession.

Respectfully,

*[Handwritten signature]*  
\_\_\_\_\_  
Commissioner.

AMK-15-Enc. 3.



1522

Isaac Le Flore

Choc

---

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----  
The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

LIZZIE LeFLORE----- 7 D-943.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, Ind. Ter., December 2, 1902.

Original  
Intermarried  
Choctaw.

In the matter of the original application of Lizzie LeFlore for enrollment as an intermarried citizen of the Choctaw Nation.

Lizzie LeFlore having been first duly sworn, upon her oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Lizzie LeFlore.  
Q What is your age? A Twenty four.  
Q What is your post office address? A Antlers, Indian Territory  
Q How long have you been a resident of the Choctaw Nation? A I have been here ever since I was about six years old.  
Q Have you lived here continuously since you were six years old?  
A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q What was the name of your father? A His name was Petty.  
Q What was his full name? A I don't know.  
Q Is he living or dead? A Dead.  
Q What is the name of your mother? A Mary.  
Q Mary Petty? A Mary Wright now.  
Q Is she living or dead? A She is living.  
Q Were both of your parents white persons? A Yes sir.  
Q Neither one of them ever made application for enrollment as a member of any Indian tribe? A My mother married a citizen, she did.  
Q Your mother married a citizen? A Yes sir.  
Q She makes no claim by blood? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim these rights? A Isaac LeFlore.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Has his right to enrollment ever been disputed? A No sir.

The applicant's husband, Isaac LeFlore, appears upon the records of the Commission on Choctaw Roll Card, Field No. 1522, having been listed for enrollment as a citizen by blood of the Choctaw Nation upon the identification of his name upon the 1896 Choctaw Census Roll, Kiamitia County, No 8107.)

- Q When were you married to Isaac LeFlore? A In 1902, -- January 1902.  
Q Where was the marriage ceremony performed? A At Goodland.  
Q At that time were both you and your husband residents of the Choctaw Nation? A Yes sir.

Lizzie LeFlore-----2.

- Q Who performed the marriage ceremony? A I forget the man's name-----Parson Hibben.
- Q Were you married under a license? A No sir.
- Q Were you ever married before your marriage to Isaac LeFlore? A Yes sir.
- Q How many Times? A Once.
- Q What was the name of your first husband? A Will Cummings.
- Q Was he a white man? A Yes sir.
- Q When did you marry him? A Last August it has been about two years ago.
- Q How long did you live with him? A About three months.
- Q At the end of that time did you separate? A Yes sir.
- Q Were you divorced? A Yes sir.
- Q Did you obtain the divorce? A No sir, he did.
- Q Where was the decree of divorce granted? A Here at Antlers.
- Q In the United States Court? A Yes sir.
- Q Have you any evidence of that divorce with you? A No sir.
- Q Was Isaac LeFlore ever married before his marriage to you? A Yes sir.
- Q How many times? A Once.
- Q What was the name of his former wife? A I don't know, I never heard him say.
- Q Was she dead at the time of your marriage to him? A Yes she was dead.
- Q He was a widower at that time? A Yes sir.
- Q Are you certain of that fact? A Yes sir.
- Q Since your marriage to Isaac LeFlore have you lived together continuously as husband and wife up to the present time? A Yes sir.
- Q There has been no separation, abandonment or divorce? A No sir.
- Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

-----oOo-----

Harry C Risteen being first duly sworn upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 2nd day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry C Risteen*

Subscribed and sworn to before me this 6 day of December, 1902.

*J. C. Bolger*

Notary Public.

No. 213

W H Cummins  
versus  
Lizzie Cummins

COPY OF ORDER OF COURT.

*[Signature]* Clerk.

By

, Deputy.

## COPY OF ORDER OF COURT.

United States of America.

INDIAN TERRITORY

Central

DISTRICT

IN THE UNITED STATES COURT in the Indian Territory

Central

District

at a term thereof, do hereby, and held at

Aneth

on the 1st day of

February, on the

12th

day of

November

A. D. 1900

Present, the Honorable

Wm. H. Clayton

Judge of said Court

The following order is made and entered in the Court

Saturday - November 24 - 1900

W. H. Cummins

213

vs

Egents

Lizzie Cummins

On this day this cause came on to be heard, and the plaintiff appeared by his attorney, and the defendant through personally signed according to law came not but made default; and it appearing to the Court from the evidence offered by the plaintiff that the allegations of his complaint are true and that he has in all things complied with the law.

It is therefore by the Court considered ordered and decreed that the bonds of matrimony heretofore existing between the plaintiff W. H. Cummins and the defendant Lizzie Cummins be and the same are hereby dissolved, yet each party is restored to all property obtained from the other by means or in consideration of said marriage not heretofore disposed of at the commencement of this action.

United States of America,

INDIAN TERRITORY

*Central* DISTRICT

I, *C. J. Freeman*, Clerk of the District Court of the United States for  
the *Central* District of the Indian Territory, do hereby certify the foregoing to be a true  
copy of an order made by said Court on the *24* day of *November*, 190*2*,  
appears from the records of said Court now on file in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand, at my office in *Witter*  
said District, this *24<sup>th</sup>* day of *December*, A. D. 190*2*.

By

*[Signature]*  
Clerk.

*[Signature]*  
Deputy.

67110K

666

7 D-943.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----

In the matter of the application for the enrollment of  
Lizzie LeFlore as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

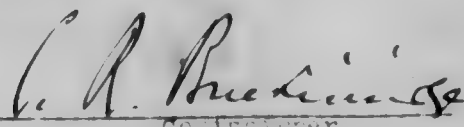
It appears from the record herein that Lizzie LeFlore (nee Petty) was lawfully married, on the 26th day of January 1901, to Isaac LeFlore, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4281 upon the lists prepared by this Commission, under the act of Congress approved July 1, 1900 (30 Stat., 441), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1900; that at the time of said marriage both parties above mentioned were residents in the South of the Choctaw Nation and that they have lived together continuously in said nation as husband and wife from the date of their said marriage up to and including September 12, 1904.

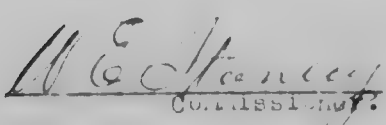
It is, therefore, the opinion of this Commission that Lizzie LeFlore should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 22, 1897 (30 Stat., 440) and July 1, 1900 (30 Stat., 441), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
C. R. Bucklin  
Commissioner.

  
W. E. Hancey  
Commissioner.

  
C. R. Bucklin  
Commissioner.

  
W. E. Hancey  
Commissioner.

Muskogee, Indian Territory,

MAR 15 1904



COPY

Choctaw D-943

Muskogee, Indian Territory, March 29, 1904.

Lizzie LeFlore,

Antlers, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 15, 1904, granting your application for the enrollment of yourself as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If, at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED) *T. B. Needles.*

Commissioner in Charge.

Registered.  
Enc: 7-D-943.

COPY

Choctaw-943-D

Muskogee, Indian Territory, March 29, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 15, 1904, granting the application of Lizzie Le Flore for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If, at the expiration of that time, no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

*T. B. Needles.*

Commissioner in Charge.

Registered.  
Enc: 7-D-943.



It is hereby certified that I  
have this day joined together in  
Holy Matrimony Mr Isaac Jeffers  
and Miss Anna Betty  
This is 24<sup>th</sup> Nov.  
J. E. G. Thomas.  
Minister

IN RE

Application for Enrollment of

INFANT CHILD

*Jefferson Lapore*  
as a citizen of

*Choctaw*

Nation.

Approved OCT 11 1902

190

COMMISSIONER

COMMISSION TO THE GOVERNMENT

FILED

OCT 11 1902

ACTING CHAIRMAN

*CCP*

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
of *Jefferson Leflore*, born on the *22<sup>nd</sup>* day of *Sept*, 1902.  
Here insert name of child  
Name of Father: *Isaac Leflore*, a citizen of the *Choctaw* Nation.  
Name of Mother: *Lizzie Leflore*, a citizen of the *Choctaw* Nation.  
Post-office, *Antlers, Ok.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

*Central*

District.

I, *Lizzie Leflore*, on oath state that I am *14*  
years of age and a citizen, by *marriage*, of the *Choctaw* Nation;  
that I am the lawful wife of *Isaac Leflore*, who is a citizen, by  
*Blood*, of the *Choctaw* Nation, that a *male* child was  
male or female  
born to me on the *22<sup>nd</sup>* day of *Sept*, 1902; that said child has been  
named *Jefferson Leflore*, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)

*John A. Brown*  
*John A. Brown*

*L. Leflore*  
mark

Subscribed and sworn to before me this *29<sup>th</sup>* day of *Sept*, 1902

*John Coe*  
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, ~~OR MIDWIFE~~.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

*Central*

District.

I, *J. C. McInnis*, a *Physician*, on oath state that I  
attended *Mrs. Lizzie Leflore* wife of *Isaac Leflore*  
on the *22* day of *September*, 1902, that there was born to her on  
said date a *male* child; that said child is now living and is said to have been  
named *Jefferson Leflore*.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

*J. C. McInnis M.D.*

Subscribed and sworn to before me this *29<sup>th</sup>* day of *Sept*, 1902

*John Coe*  
NOTARY PUBLIC

Choctaw 1522

Muskogee, Indian Territory, May 17, 1902.

E. A. Brown,

Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 14th instant, enclosing the marriage certificate of Isaac Leflore and Lizzie Petty.

You state in your letter that Isaac Leflore is a citizen by blood of the Choctaw Nation and his wife is a citizen of the United States and you desire to be advised if the certificate is sufficient for her enrollment.

The marriage certificate enclosed in your letter is returned to you herewith, with the information that the Commission cannot render opinions upon hypothetical questions of enrollment.

The rules and regulations of this Commission and of the Department of the Interior, require that an applicant for enrollment as a citizen by intermarriage of the Choctaw nation must present himself or herself in person before the Commission for the purpose of examination under oath.

If the wife of Isaac Leflore desires to make application for enrollment as a citizen by intermarriage of the Choctaw Nation, she will be heard upon her personal appearance at the office of the Commission at Muskogee, Indian Territory, at which time such

1  
T A B 2

evidence of her marriage as she may present will be accepted by the Commission.

If it is the intention of this woman to make such application it is advisable that she do so as early as practicable.

Yours truly,

Acting Chairman.

Enc Y-20



Choctaw 1522

Muskogee, Indian Territory, July 7, 1902.

Isaac Telflore,

Antlers, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 1st instant, in which you desire to be advised if your wife will have to appear in person before the Commission or if you can make application for her.

You are advised that the rules and regulations of the Commission and of the Department of the Interior require that applicants for enrollment as citizens by intermarriage of the Choctaw Nation must present themselves in person before the Commission for the purpose of examination under oath.

If you have since the time you were listed for enrollment by this Commission as a citizen of the Choctaw Nation, married a white woman who now desires to make application for enrollment as a citizen by intermarriage of the Choctaw Nation, she will be heard upon her personal appearance at the office of the Commission at Muskogee, Indian Territory, at any time prior to a date to be fixed or agreed upon terminating the time within which the Commission can receive applications of this character. In view of the probability of some such date being early fixed or agreed upon,

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it is advisable if your wife anticipates making such application that she do so as early as practicable.

Yours truly,

Commissioner in Charge.

7-1564.

Muskogee, Indian Territory, October 11, 1902.

Isaac LeFlore,

Antlers, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Jefferson LeFlore, infant son of Isaac and Lizzie LeFlore, born September 22, 1902; and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Receipt is also acknowledged of the certificate of marriage between Isaac LeFlore and Lizzie Petty, and the same has been duly filed with the records of the Commission in the matter of the application for the enrollment of the above named child.

Respectfully,

Commissioner in Charge.

1523

Israel Williams et al

Choc

CHOCTAW.

20

X/X

IN RE

Application for Enrollment of

INFANT CHILD

*Pearley Myrtle Williams*  
as a citizen of

*Choctaw*

Nation

Approved

MAR - 5 - 1901

190

*[Signature]*  
Commissioner

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

MAR 5 1901

*[Signature]*

ACTING CHAIRMAN

CHOCTAW.

1523

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
of *Pearley Myrtle Williams* on the *19* day of *December*, 1900  
(Here insert name of child)  
Name of Father: *Israel Williams*, a citizen of the *Choctaw* Nation.  
Name of Mother: *Celie Williams*, a citizen of the *Choctaw* Nation.  
Post-office, *Frogville, Ind. Ter.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Central*

District.

I, *Celie Williams*, on oath state that I am *27*  
years of age and a citizen, by *Blood*, of the *Choctaw* Nation;  
that I am the lawful wife of *Israel Williams*, who is a citizen, by  
*Blood*, of the *Choctaw* Nation, that a *girl* child was  
(male or female)  
born to me on the *19* day of *December*, 1900; that said child has been  
named *Pearley Myrtle*, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)

Subscribed and sworn to before me this *26* day of *February*, 1901.

*J. H. Sleeper.*  
NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Central*

District.

I, *Nancy Harris*, a *midwife*, on oath state that I  
attended on Mrs. *Celie Williams*, wife of *Israel Williams*,  
on the *19* day of *December*, 1900; that there was born to her on  
said date a *girl* child; that said child is now living and is said to have been  
(male or female)  
named *Pearley Myrtle*, her *Nancy x Harris*  
*mark.*

WITNESSES TO MARK:

(Must be Two  
Witnesses)

*Mrs. J. H. Sleeper.*  
*Hannah E. Sleeper*

Subscribed and sworn to before me this *26* day of *February*, 1901.

*J. H. Sleeper.*  
NOTARY PUBLIC.

INDEXED

IN RE

Application for Enrollment of  
INFANT CHILD.

*Stephen Williams*

As a citizen of the

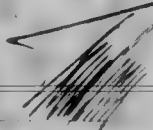
( *Portau*

Nation.

Approved

*May 17*

1899



Commissioner.

RECEIVED  
COMMISSIONER OF THE LAND OFFICE

FILED

*May 17 1899*

*the* CHAIRMAN.

SHOOTAW.

1523

1523

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of Stephen William, born on the 30<sup>th</sup> day of December, 1897.  
Name of father: Isaac C. William, a citizen of the Chickasaw Nation.  
Name of mother: Celia William, a citizen of the Chickasaw Nation.  
Post Office: Hamlet, MS

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Celia William, on oath, state that I am 26 years of age and a  
citizen, by blood, of the Chickasaw Nation; that I am the  
lawful wife of Isaac C. William who is a citizen, by blood, of the  
Chickasaw Nation; that a male child was born to me on the 30<sup>th</sup> day  
of Dec, 1897; that said child has been named Stephen William  
and is now living.

Subscribed and sworn to before me this 15<sup>th</sup> day of May, 1899.

B. A. Nelson  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Hamlet Henderson, a midwife, on oath, state that I  
attended on Mrs. Celia William, wife of Isaac C. William  
on the 30 day of Dec, 1897; that there was born to her on said date a male child;  
that said child is now living and is said to have been named Stephen William.

Subscribed and sworn to before me this 15<sup>th</sup> day of May, 1899.

B. A. Nelson  
Notary Public.



Muskogee, Indian Territory, March 6, 1901.

Israel Williams,

Frogville, Indian Territory.

Dear Sir:

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Pearley Myrtle Williams, the infant daughter of Israel and Celie Williams, born December 19, 1900, and the same being in proper form has been duly filed with the records of the Commission, and this child listed for enrollment as a citizen by blood of the Choctaw Nation.

Yours truly,

Acting Chairman.

7-1523.

7-1523

Muskogee, Indian Territory, November 14, 1905.

United States Indian Agent,

Muskogee, Indian Territory.

Dear Sir:

In compliance with the request of J. J. Terry I have the honor to advise you that the names of Israel Williams, his wife Sealy Williams and their children Samuel Williams, Samuel Glover and Pearley Myrtle Williams appear upon the roll of citizens by blood of the Choctaw Nation as approved by the Secretary of the Interior December 12, 1902 as follows:

4282 Williams, Israel  
4283 Williams, Sealy  
4284 Williams, Stephen  
4286 Glover, Samuel  
4285 Williams, Pearley Myrtle.

Respectfully,

Commissioner.

Muskogee, Indian Territory, November 14, 1905.

J. J. Terry,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of November 9, 1905, asking that information relative to the enrollment of Israel Williams and his wife Celia Williams be furnished the Indian Agent and that copy thereof be forwarded you.

In reply to your letter you are advised that there has this day been addressed to the United States Indian Agent, Muskogee, Indian Territory, a letter informing him that the name of Israel Williams, his wife Sealy Williams and their children Stephen Williams, Samuel Glover and Pearley Myrtle Williams appear upon the final roll of citizens by blood of the Choctaw Nation as approved by the Secretary of the Interior, December 12, 1902 as follows:

4282 Williams, Israel  
4283 Williams, Sealy  
4284 Williams, Stephen  
4286 Glover, Samuel  
4285 Williams, Pearley Myrtle.

Respectfully,

Commissioner.

Choctaw 1523

Choctaw 1523

Muskogee, Indian Territory, October 11, 1905.

J. J. Terry,

Hugo, Indian Territory,

Dear Sir:

Replying to that portion of your letter of October 6 relative to the enrollment of Celia Williams, wife of Israel Williams, a Snake Indian, and her three children, you are advised that it appears from the records of this office that Israel Williams, his wife, Sealy Williams, and their children, Stephen and Pearley Myrtle Williams, and Samuel Glover, child of Sealy Williams, have been enrolled as citizens by blood of the Choctaw Nation and allotments have been made to all of the above named persons except Sealy Williams.

Respectfully,

Commissioner.

1524

Thomas E. Henderson

choc

EMPTY

1525

Lucy Henderson

et al

Choc

COMMISSIONERS  
HENRY L. DAWES,  
TAMS BIADY,  
THOMAS B. NEEDLES,  
C. R. BRECKINRIDGE

ALLISON L. AYLESWORTH,  
SECRETARY

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, I. T. Nov. 16, 1900.

Ellis Choate,  
Grant, I. T.

Dear Sir:

Can you furnish the Commission with any information as to Mattie Byington, a resident of Towson County, whose name appears on the 1896 census Roll of the Choctaw Nation, where her age is given as 7 years, but for whom no application has ever been made for enrollment to the Dawes Commission? There is enclosed herewith an envelope for the return of this letter, after the questions have been answered, and your name signed thereto; no stamp is needed for this envelope.

Yours truly

Acting Chairman.

Please answer the following questions in the blanks left opposite, and sign your name:

1. Is this young girl living with you? \_\_\_\_\_
2. Do you know why she is not enrolled? \_\_\_\_\_
3. Are her parents living? \_\_\_\_\_
4. If so, is there any valid reason why they do not have her name enrolled? \_\_\_\_\_

Env.

1055



Grant, I. T.

Nov 24 1900.

Explanation-.

You will find Mattie Byington enrolled as Mattie  
Henderson, with Thomas Henderson's at Goodland enrollment.

Hoping this will be sufficient

Yours truly,

Ellis Choate

P. S. Her mother's name is Lucy Henderson, who is a mute.

Muskogee, Indian Territory, November 26, 1900.

Ellis Choate,

Grant, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 24th instant containing information as to the name of Mattie Hyington appearing on the 1896 Census Roll of the Choctaw Nation and in which you state that she was enrolled at Goodland, under the name of Mattie Henderson with Thomas Henderson and that her mother's name is Lucy Henderson, who is a mute.

The information contained in your letter has enabled the Commission to identify this child as Mattie Alukwiattubbee, 8 years of age, who is listed for enrollment with Lucy Henderson, May 10th, 1899, having been identified by the Commission from the 1893 pay roll of the Choctaw Nation.

You have the thanks of the Commission for your prompt attention to this matter.

Yours truly,

Acting Chairman.

7-1525

1526

Joseph W. Everidge

et al

Choc

---

-----o-----  
DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record herein is in the matter of the application for  
the enrollment as a citizen by intermarriage of the Choctaw Nation of

BETTIE EVERIDGE,

7 - 1526

-----o-----

No. 1148

# Marriage License.

J. W. Overage  
AND

Mrs. Belle Corbin

Issued the 14th day of

Decr 1897.

W B Rorouough

Clerk County Court - Sumner Co.

By

Deputy.

Filed the 11th day of

Jan 1897

W B Rorouough

Clerk County Court - Sumner Co.

By

Deputy.

Recorded in Book 13 Page 22 of Marriage Records

J. L. W. Ross, Clerk of Sumner Co. has to certify that the foregoing contains a true copy of the license and return as given in record of Marriage Licenses in Book No. 13 page 22 of Marriage Records of Sumner Co. Issued under my hand and seal this April 7th A.D. 1899  
L. W. Ross, Clerk of County Court - Sumner Co. 6401



# MARRIAGE LICENSE

W. Everage  
AND

Mrs. Eliza Gordon

Born the 14th of

1862

at Newborough

W. S. County, Iowa

By

John W. S.

John W. S.

W. S. County, Iowa

W. S. County, Iowa

By

W. S. County, Iowa

I, L. H. Ross, Clerk of County of Linn, do hereby  
 certify that the foregoing contains a true copy  
 of the License and return as shown in record of  
 Marriage Licenses in Book No. 13 page 22,  
 Marriage Records of Linn Co. Ia.

Given under my hand and  
 seal this April 1st A.D. 1899

L. H. Ross, Clerk of County  
 of Linn, Iowa





To any Regularly Licensed or Ordained Minister of the Gospel, Justice, Public Judge, District or County Court, or any Justice <sup>of the Peace</sup> Now in and for Lamar County, Texas:

**You are hereby Authorized to Solemnize the**  
**rites of MATRIMONY**

Between: Mr. J. W. Overidge  
 and Mrs. Bettie Boston  
 and make due return to the Clerk of the County Court of said  
 County within sixty days thereafter certifying your action  
 under this License.

WITNESS my official signature and seal of  
 office at my office in Paris this 14<sup>th</sup>  
 day of Dec. A.D. 1892.

By

Deputy

W. B. Kovanagh

Clerk County Court Lamar Co.

I P. C. Archer

hereby certify that

on the 14<sup>th</sup> day of Dec.

A.D. 1892

United in Marriage J. W. Overidge

and

Mrs. Bettie Boston

the parties above named.

Witness my hand this 15<sup>th</sup> day of Dec. A.D. 1892

P. C. Archer

Minister of the Gospel

Returned and filed for record the 11<sup>th</sup> day of January 1893  
 and recorded the 11<sup>th</sup> day of January 1893

By

Deputy

L. W. Ross

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, Indian Territory, December 3, 1902.

Choctaw 1526.  
Intermarried.

In the matter of the application of Fennie Everidge for enrollment as an intermarried citizen of the Choctaw Nation.

Fennie Everidge, having been first duly sworn, upon her oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Fennie Everidge.  
Q How old are you? A Thirty-one.  
Q What is your post office address? A Grant, Indian Territory.  
Q How long have you been a resident of the Choctaw Nation? A Ten years.  
Q Have you lived here continuously for the past ten years? A Yes sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim these rights? A J. W. Everidge.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.  
Q His rights to enrollment have never been disputed? A No sir.  
Q When were you married to J. W. Everidge? A In 1892, September 14.  
Q Where was this marriage ceremony performed? A Paris, Texas.  
Q At that time were you a resident of the state of Texas? A Yes sir.  
Q Was your husband a resident of the Choctaw Nation? A He is now, yes sir, my Choctaw husband is.  
Q Was he a resident of the Choctaw Nation at the time you married him? A Yes sir.  
Q Who performed the marriage ceremony? A I don't know.  
Q A minister of the gospel? A Yes sir.  
Q Were you married under the laws of the state of Texas? A Yes sir.  
Q Were you ever married before your marriage to Mr Everidge? A Yes.  
Q How many times? A Once.  
Q What was the name of your first husband? A Billy Gaston.  
Q Was he a white man? A Yes sir.  
Q When were you married to him? A In 1890.  
Q How long did you live with him? A Going on two years.  
Q Did your first husband die or were you separated? A He died.  
Q You lived with him until his death? A Yes sir.  
Q Was Mr Everidge ever married before his marriage to you? A Yes sir.  
Q How many times? A Once.  
Q Do you know the name of his former wife? A Susie Irvin.  
Q Was she dead at the time of your marriage to him? A Yes sir.  
Q Since your marriage to J. W. Everidge in 1892 have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q You are at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

---oOo---

Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 3rd day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of



Bettie Pveridge-----2.

said proceedings on said date.

*Harry Cristen*

Subscribed and sworn to before me this *22* day of January 1903.

*Charles H. Sawyer*

Notary Public.

*Next*

L G D

7 - 1526

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

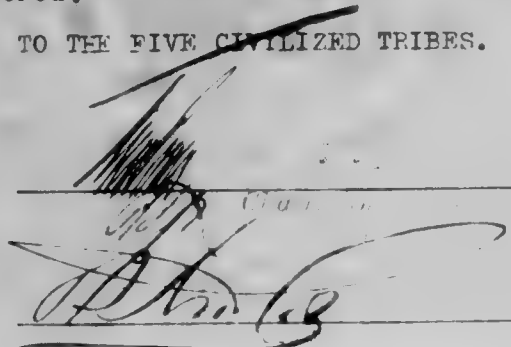
In the matter of the application for the enrollment of  
Bettie Everidge as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that Bettie Everidge, on December 14, 1892, was lawfully married to Joseph W. Everidge, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4290 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage the applicant herein was a resident of the State of Texas, and her Choctaw husband was a resident of the Choctaw Nation, Indian Territory; and that since said marriage both persons above mentioned have lived together continuously in the Choctaw Nation as husband and wife up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Bettie Everidge should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
C. R. Burdette.

Muskogee, Indian Territory,

APR 29 1903

Choctaw-1526

Muskogee, Indian Territory, April 29, 1903.

Bettie Everidge,

Grant, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*CHAS. H.*

*James Dickey*

Chairman.

Registered.

Enc. HCH 11.

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,  
Attorneys for the Chootaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Bettie Everidge for enrollment as a citizen by intermarriage of the Chootaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Chootaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Chootaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tamm Davis*  
Chairman.

Registered.

Enc. HGN 11a.

## IN RE

Application for Enrollment of

INFANT CHILD

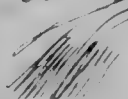
*Robert E. Overidge*

as a citizen of the

*Choctaw*

Nation.

Approved JUL 29 1902 1902



Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

JUL 29 1902



ACTING SECRETARY

# DEPARTMENT OF THE INTERIOR, COMMISSION TO THE FIVE CIVILIZED TRIBES

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Choctaw* Nation,  
of *Robbie Everidge*, born on the *31* day of *May*, 190*2*  
Name of Father: *Joe W. Everidge*, a citizen of the *Choctaw* Nation.  
Name of Mother: *Bessie Everidge*, a citizen of the *Choctaw* Nation.  
Post-Office: *Grant T.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

*Central* District.

I, *Bessie Everidge*, on oath state that I am *31*  
years of age and a citizen, by *marriage*, of the *Choctaw* Nation;  
that I am the lawful wife of *Joe W. Everidge*, who is a citizen, by  
*Blood*, of the *Choctaw* Nation, that a *Female* child was  
born to me on the *31* day of *May*, 190*2*, that said child has been  
named *Robbie Everidge*, and is now living.

*Bessie Everidge*

WITNESSES TO MARK

(Must be Two)

Subscribed and sworn to before me this *26* day of *July*, 190*2*

*D. P. Harrell*

Notary Public

*Grant T.*

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

*Central* District.

I, *M. J. Bearden*, a *Midwife*, on oath state that I  
attended on Mrs. *Bessie Everidge*, wife of *Joe W. Everidge*,  
on the *31* day of *May*, 190*2*, that there was born to her on said  
date a *Female* child; that said child is now living and is said to have been  
named *Robbie Everidge*.

*M. J. Bearden*

WITNESSES TO MARK

(Must be Two)

Subscribed and sworn to before me this *26* day of *July*, 190*2*

*D. P. Harrell*

Notary Public

*Grant T.*

IN RE

Application for Enrollment of

INFANT CHILD

*Lydia Gertrude Bridge,*  
as a citizen of the

Nation.

Approved

190

  
Commissioner.DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

JUL 16 1900

  
ACTING CHAIRMAN.

CHIEF TAY.

1526.

## Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Cherokee* Nation,  
 of *John L. Enridge, Jr.* born on the *5th* day of *June*, 1900  
 Name of Father: *John Enridge, Sr.*, a citizen of the *Cherokee* Nation.  
 Name of Mother: *Belle Enridge*, a citizen of the *Cherokee* Nation.  
 Postoffice,

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY

*Council*

District, )

I, *Belle Enridge*, on oath state that I am *27*  
 years of age and a citizen, by *Marshall*, of the *Cherokee* Nation;  
 that I am the lawful wife of *John Enridge, Sr.*, who is a citizen, by  
*Marshall*, of the *Cherokee* Nation; that a *female* child was  
 born to me on the *5th* day of *June*, 1900; that said child has been  
 named *John L. Enridge, Jr.*, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)

*James Calder*  
*John Baker*

Subscribed and sworn to before me this *26* day of *June*, 1900

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY

*Council*

District, )

I, *J. D. Abels*, a *Physician*, on oath state that I  
 attended on Mrs. *Belle Enridge*, wife of *John Enridge, Sr.*  
 on the *5th* day of *June*, 1900, that there was born to her on  
 said date a *female* child; that said child is now living and is said to have been  
 named *John L. Enridge, Jr.*

WITNESSES TO MARK

(Must be Two  
Witnesses)

*James Calder*  
*John Baker*

Subscribed and sworn to before me this *11th* day of *July*, 1900

*J. D. Abels, M.D.*  
*J. D. Abels, M.D.*  
 NOTAR PUBLIC

*John L. Enridge, Jr.*



5

Muskogee, Indian Territory, July 13, 1900.

Mr. J. W. Everidge, Jr.,

Grant, Indian Territory,

Dear Sir:

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Lydia Gertrude Everidge, the infant daughter of Bettie and J. W. Everidge, born June 5th, 1900, and the same is herewith returned to you for the reason that the Notary Public taking the acknowledgment of the attending physician J. D. Abela, has failed to attach his jurat to the same. Kindly have this omission supplied, and upon receipt of the application for enrollment, corrected, the matter of the enrollment of Lydia Gertrude Everidge will receive further consideration.

Yours truly,

1-13

Acting Chairman.

In reply to this letter,  
please refer to 7-1526

Muskogee, Indian Territory, July 16, 1900.

Mr. J. W. Everidge,

Grant, Indian Territory,

Dear Sir:

The Commission is in receipt of the application for enrollment of Lydia Gertrude Everidge, the infant daughter of Bettie and J. W. Everidge, Jr., born June 5th, 1900, as a citizen of the Choctaw Nation, and the same, being in proper form, has been duly filed with the records of the Commission.

Yours truly,

Acting Chairman.

7-1526

7-1526.

Muskogee, Indian Territory, July 30, 1902.

Joseph W. Everidge,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your application for enrollment as a citizen of the Choctaw Nation of Robbie Everidge, infant daughter of Joe W. and Bettie Everidge, born May 31, 1902, and the same being in proper form has been duly filed with the records of the Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

1527

Joel W. Everidge et al

Choc

7-1527

32

INDEXED

IN RE  
THE DEATH OF

Joel W. Everidge  
a citizen of the

Choctaw Nation.

Approved

DEC 8 1902

190

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

DEC 8 1902

ACTING CHAIRMAN.

CHOCTAW.

#1527.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Joel W. Everidge  
(Here insert name of deceased.)  
a citizen of the Choctaw Nation, who formerly resided at or near  
Grant, Ind. Ter., and died on the 5 day of  
May, 1901.  
(Here insert name of post-office.)

## AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, E. M. Everidge, on oath state that I am 51  
years of age and a citizen, by blood, of the Choctaw Nation;  
that my post office address is Grant, Ind. Ter.; that I am  
son of Joel W. Everidge  
(State relationship as the father, son, uncle, cousin, etc.) (Here insert name of deceased.)  
who was a citizen, by blood, of the Choctaw Nation;  
and that said Joel W. Everidge died on the 5 day of  
May, 1901.  
E. M. Everidge

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this

4 day of December 1902  
H. C. Ristien  
Notary Public.

## AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, C. D. Oakes, on oath state that I am 60  
years of age, and a citizen, by blood, of the Choctaw Nation;  
that my post office address is Grant, Ind. Ter.;  
that I was personally acquainted with Joel W. Everidge  
(Here insert name of deceased.)  
who was a citizen, by blood, of the Choctaw Nation;  
and that said Joel W. Everidge died on the 5 day of  
May, 1901.  
C. D. Oakes

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this

4 day of December 1902  
H. C. Ristien  
Notary Public.

Muskogee, Indian Territory, October 25, 1901.

Susan L. Everidge,

Grant, Indian Territory.

Dear Madam:

This office has received information of the death of your father, Joel W. Everidge, since the time he was listed for enrollment as a citizen of the Choctaw Nation. For the purpose of making his death a matter of record there is enclosed you herewith a blank for proof of death which you are kindly requested to have executed and return to this office in the enclosed envelope which requires no postage.

You will note that there is an affidavit for a relative and an acquaintance. In having the same executed be careful to see that all blanks are properly filled, all names written in full, and in event either of the persons whose names are to be affixed to the affidavits are unable to write and their signatures are by mark that such signatures be attested by two disinterested parties witnesses thereto.

The notary public before whom the affidavits are acknowledged must affix his notarial jurat and seal to each sepa-

S.L.N. #2.

rate affidavit.

Yours truly,

7-1527  
D.C.  
Env.

Acting Chairman.



Muskogee, Indian Territory, January 23, 1902.

Susan L. Everidge,

Grant, Indian Territory.

Madam:

The Commission has received information of the death of your father Joel W. Everidge, since the time he was listed for enrollment as a citizen by blood of the Choctaw Nation.

For the purpose of making his death a matter of record there is enclosed you herewith a blank for proof of death, which you are kindly requested to have properly executed, at your earliest convenience and return to this office in the enclosed envelope which requires no postage.

You will notice that there is an affidavit for an acquaintance and a relative. In having the same executed be careful to see that all blanks are properly filled, all names written in full, and event either of the persons whose names are to be affixed to the affidavits are unable to write and their signatures are by mark, that such signatures be attested by two disinterested parties witnesses thereto.

The notary public before whom the affidavits are acknowl-

S L M S

signed must affix his notarial stamp and seal to each separate affidavit.

Yours truly,

Rev.  
H. G.  
7-1527.

Acting Chairman.

Muskogee, Indian Territory, September 30, 1902.

Joseph W. Eversidge,

Grant, Indian Territory.

Dear Sir:

The Commission has received information of the death of your father, Joel W. Eversidge, since the time he was enlisted for enrollment as a citizen by blood of the Choctaw Nation.

For the purpose of making his death a matter of record there is inclosed you herewith a blank for proof of death, which you are kindly requested to have properly executed, at your earliest convenience, and return to this office in the inclosed envelope which requires no postage.

You will notice that there is an affidavit for an acquaintance and a relative. In having the same executed be careful to see that all blanks are properly filled, all names written in full, and in the event either of the persons whose names are to be affixed to the affidavits are unable to write and their signatures are by mark, that such signatures be attested by two disinterested parties witnesses thereto.

J W H -2-

The notary public before whom the affidavits are acknowledged must affix his notarial jurat and seal to each separate affidavit.

Respectfully,

Acting Chairman.

Env.

D. C.

1528

Lula m. Spring

Choc

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Lula H. Spring as a citizen by blood of the Choctaw Nation. Mrs. Siney Miller, without being sworn, is examined by Commissioner McKennon, and testifies as follows, to-wit:

(Judge G. W. Dukes, Interpreter.)

Q Did you know Hannie Self? A Yes sir.

Q Do you know whether Boaz Spring and Hannie were married?

A Yes sir.

Q Who married them? A Says her husband married them at Mr. Self's house, the father of Hannie.

Q How long did they live together? A Says she don't remember just exactly how long they lived together.

Q Which one died first? A The woman died first.

Q Did they live together until the woman died? A Yes, the mother died when the child was small.

Department of the Interior,

Commission to the Five Civilized Tribes.

I hereby certify, upon my official oath as stenographer to above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

M. D. Green

1529

Daniel Roberts et al

Choc

---

INDEXED

IN RE

Application for Enrollment of

INFANT CHILD,

*Eliza Roberts*

As a citizen of the

*Rockledge*

Nation.

Approved

*1891*

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

*May 10 1891*

*[Signature]*

CHAIRMAN.

6200000

1891



Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of John P. Roberts, born on the 20th day of December, 1896  
Name of father: David Roberts, a citizen of the Cherokee Nation.  
Name of mother: Sophia Roberts, a citizen of the Cherokee Nation.  
Post Office: Monte Carlo

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Cherokee District.

I, Sophia Roberts, do hereby state that I am 23 years of age and a  
citizen, by blood, of the Cherokee Nation; that I am the  
lawful wife of David Roberts, who is a citizen, by blood, of the  
Cherokee Nation; that a first child was born to me on the 20th day  
of December, 1896; that said child has been named John P. Roberts  
and is now living.

Subscribed and sworn to before me this 11th day of January, 1899.

A. S. McKinnon  
Commissioner Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Cherokee District.

I, \_\_\_\_\_, a \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1896; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1896.

Notary Public.

1530

Lyman Roberson et al

Choc

EMPTY

1531

Rias Durant

et al

Choc

---

7-1531

Muskogee, Indian Territory, May 27, 1907.

Thomas B. Latham,

South McAlester, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 17, 1907, returning the original proof of death of George Durant a Choctaw Indian by blood, which was sent to you some weeks ago for use in a criminal case.

Respectfully,

Commissioner.

1532

Edna murphey

Choc

Granted Nov 11, 1905

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Edna Murphy as an  
intermarried citizen of the Choctaw Nation.

Said to be simple minded, and is not sworn; examined by Commissioner  
McKennon, she testifies:

I lived with James Murphy about three months, until he was  
taken away from me and put in Jail, and he died in Jail.

Q (By Judge Dukes.) Was he a brother of Ben Murphy of Jack's  
Fork County? A No sir.

Department of the Interior,  
Commission to the Five Civilized Tribes.

I hereby certify, under my official oath as  
stenographer to the said Commission, that this  
transcript is a true and correct translation of  
my stenographic notes.

M. D. Green

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
Muskogee, Indian Territory, September 8, 1905 .

In the matter of the application for the enrollment of Edna Murphy as a citizen by intermarriage of the Choctaw Nation.

L. P. Davenport of Antlers, Indian Territory, appearing as attorney for the applicant.

Edna Murphy being first duly sworn testified as follows:

Examination by the Commission:

Q What is your name? A Murphy.

Q What is your full name? A Edna Murphy.

Q How old are you? A Forty-three.

Q What is your postoffice address? A I don't know.

Q Where do you get your mail? A Coal Spring.

By Attorney: Antlers would be her postoffice address.

Q Do you claim to be entitled to enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.

Q What is the name of your Indian husband through whom you claim? A Jim Murphy.

Q Is he a recognized citizen by blood of the Choctaw Nation?

A Yes, he was full blood.

Q Is he living? A No he's dead.

Q When did he die? A Died last August.

Q Last August a year ago? A Yes.

Q Are you sure that James Murphy was a full blood Choctaw

A Yes sir.

Q He was not a Chickasaw? A No sir.

Q Do you know whether he was ever enrolled by the Dawes Commission? A No, I don't.

Q Do you know whether he had taken an allotment? A They said he drew the money but I don't know whether he did or not. I wasn't there.

Q Do you know whether he has taken an allotment of land? A No.

Q Do you know whether James Murphy was ever enrolled by the tribal authorities. A Do, I don't know whether he did or not.

Q Was he on the tribal roll, do you know? A He said he was on the tribal roll but I don't know whether he was or not.

Q Did he ever draw any money from the Choctaw Nation that you know of? A No, I don't think he did.

Q What county did he live in? A Down there close to Antlers. Kiamitia County.

Q About how long ago was it that James Murphy died? A Been about a year.

Q Wasn't it more than that? A No.

Q You are quite sure? A Yes.

Q Where were you living when he died? Were you living with him when he died? A No, he was in jail at McAlester.

Q Are you a white woman? A Half white and half Choctaw.

Q Were you ever enrolled as a citizen by blood of the Choctaw Nation? A Yes.

2-Edna Murphy.

- Q You were? A Yes, last May, about cotton planting time.
- Q Did you ever draw any money from the Choctaw Nation? A No.
- Q Why not if you were a citizen by blood? A They said they drew it but I hadn't time; I had to stay and work.
- Q What is your mother's name? (No answer)
- Q Was your mother's name Melissa Brumett? A Yes.
- Q And your father's name J. T. Brumet? A Yes.
- Q Which one of your parents was Indian, your father or your mother? A Neither one of them.
- Q How are you a half breed if neither one of your parents were Indian? A By marriage.
- Q You are a half breed by marriage? A Yes.
- Q You haven't got any Indian blood in you have you? A Yes, half; got enough to get my money and my land.
- Q Before you were married did you have any Indian blood in you? A No, had to marry to get my rights--in order to get my rights.
- Q You didn't have any Indian blood in you at all before you were married? A No, but I am half now.
- Q When did you marry James Murphy? A They told me but I forgot.
- Q Was James Murphy the only man you ever married? A Yes.
- Q Were you the only woman James Murphy ever married? A Yes.
- Q You are sure about that? A Yes sir.
- Q How long did you live with him after you married him? A About four months I reckon.
- Q Then did he die or did you separate? A No, he was taken off.
- Q Taken off where? A To McAlester.
- Q But in jail there? A Yes.
- Q How long did he stay in jail? A He staid in about a month--- about a year I guess.
- Q And he was taken away from you and put in jail about four months after you were married? A Yes sir.
- Q Staid in jail about a year? A Yes.
- Q Then what did he do? A He turned out to eat his breakfast and he died.
- Q Do you mean that he died soon after he was released from jail? A Yes, they turned him out to walk around and he was sick and they told him to go back and sit down and eat, and he reached over to get something what they had to eat and dropped over.
- Q Where did you live at the time you married James Murphy? A Down here on Boggy.
- Q That was in the Choctaw Nation? A Yes.
- Q How long had you lived in the Choctaw Nation at that time? A Lived down there just about a year, down there, before I come up here.
- Q How long had you been living in the Choctaw Nation at the time you were married? A Been living in the Nation here.
- Q How long had you been living in the Choctaw Nation at the time you were married? A About eight years.
- Q Where was James Murphy living at the time you were married? A Down here in Boggy.
- Q In the Choctaw Nation? A Yes.
- Q Where have you lived since you were married to him? A Close to Antlers.
- Q Have you always lived in the Choctaw Nation since you were married? A Yes.
- Q After James Murphy died did you marry again? A No.
- Q You say James Murphy drew money in the Choctaw Nation, did he? A Yes, he said he drew but he drunk it up and throwed it away.



3-Edna Murphy.

Q When was it that he drew that money? A I have forgotten now.  
Q Was it after you were married? A Yes.  
Q How soon after? A It was about---I done forgot already.  
Q Can't you come pretty close to it? Six months after, or a year after? Give it as close as you can. A Well, he went Thursday evening to draw money and that evening he spent it all.  
Q But how soon was it after you were married? Can't you tell us that? A We had been married about a month I reckon.  
Q Do you know how much he drew? A Got thirty dollars, I think it was.

Q Thirty dollars? A Thirty-five dollars.

James Murphy, husband of the applicant is identified on the 1893 Choctaw Leased District Payment Roll, Kiamitia County, opposite No. 449.

Q How old was James Murphy when you were married? A I seen him in evening and on Thursday night he married me.

Q How old a man was James Murphy when you married him?

A I don't know.

Q About how old do you think? A About thirty I reckon.

Q Are you sure he was as old as that? A Yes.

Q You were living in Kiamitia county at the time you married?

A No, I was down close to Boggy.

Q Was he living in Kiamitia county? A No, he wasn't; he was there at Boggy.

Q Did James Murphy ever live in Kiamitia county that you know of? A Yes, he lived there about year when we moved up there-- had a little claim.

Q James Murphy had a little claim in Kiamitia county? A No, my father did.

Q Have you ever been enrolled on the tribal rolls? A Yes.

Q When was that? A Last May.

Q Did you go before the tribal authorities in 1896? A Yes.

Q Where? A At Hugo.

Q And did you get your name put on the tribal rolls then?

A Yes.

The applicant is identified upon the 1896 Census Roll, Kiamitia county, No. 14825, as Eddie Murphy.

Q Were you ever known as Eddie Murphy? A Yes.

Q People generally call you Eddie or Edna? A Edna.

Q Edna is your correct name is it? A Yes.

Q You are sure that you had never been married before you married James Murphy? A No

Q Who married you? A Gibbons.

Witness excused.

L. P. Davenport, being first duly sworn testified as follows:  
Examination by the Commissioner:

Q Your name is L. P. Davenport? A Yes sir.

Q You are an attorney at law? A Yes sir.

Q You are the attorney for Edna Murphy in the matter of her application for enrollment? A Yes sir.

Q How long have you known Edna Murphy? A I have known her about 13 or 14 years.

4-Edna Murphy.

Q Were you personally acquainted with James Murphy, the man through whom she claims a right to enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes, I lived within something like a mile of him before he died.

Q Were you acquainted with him prior to his marriage to the applicant? A Yes sir.

Q And afterwards? A Yes sir.

Q What county was he a resident of at the time he was married?

A Kiamitia county, something like eight or ten miles southwest of Goodland.

Q Do you know how long he continued to live with Edna Murphy as her husband? A He lived with her something like two or three years, until he died.

Q Was he put in jail as she has testified, to your knowledge?

A Yes sir.

Q Did he die there? A My impression was he died in jail at South McAlester; he didn't get home before he died.

Q Have you any knowledge as to whether or not James Murphy drew the 1893 Leased District payment money? A I think so. I know he was present at Goodland. I was there collecting and he was there at the time; think that must have been in July.

Q That was at the time the 1893 payment was being made? A Yes.

Q Are you pretty well acquainted throughout Kiamitia county?

A Yes sir.

Q Do you know of any other James Murphy excepting the one through whom this woman claims? A No sir.

-----

Frances R. Lane upon oath states that as stenographer to the Commissioner to the Five Civilized Tribes she correctly reported the testimony in the above entitled cause and that the foregoing is an accurate transcript of her stenographic notes thereof

*Frances R. Lane*

Subscribed and sworn to before me this September 8, 1905.

*Edward Merriker*  
Notary Public.

## Marriage Certificate

This is to certify that  
according to the Choctaw Law  
I joined together in Holy  
Matrimony Mr James Murphy  
and Miss Eddie Bennett.

March 8-1893

J. P. Gibbons.

Minister

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER OF THE FIVE CIVILIZED TRIBES.  
**FILED**  
AUG 5 1904

 J. CHAIRMAN.

72-88

I do heroby certify I joined together in Holy matrimony at  
Old Good Land Church according to the Choctaw Law Mr. James Murphy  
and Miss. Addie Brunett (Taylor) on March 8th 1893. This July 11th  
1904.

*J. P. Gibbons*  
-----  
*a minister*  
-----

Notary Public, Central District.

*This July 11-04* *J. P. Mose*  
-----

&

7-1532.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Edna Murphy as a citizen by intermarriage of the Choctaw Nation.

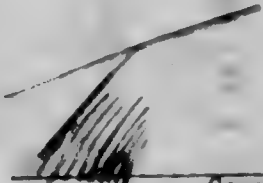
-- D E C I S I O N --

It appears from the record herein that on March 8, 1893, the applicant, Edna Murphy, was lawfully married to James Murphy, now deceased, a recognized and enrolled citizen by blood of the Choctaw Nation, who is identified upon the 1885 Choctaw census roll, Kiamitia County, as No. 753, and also upon the 1893 Choctaw Leased District Payment roll, Kiamitia County, as No. 449; that at the date of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation; and that they lived together continuously as husband and wife in said nation until the death of the said James Murphy in 1896, since which time the applicant has not remarried.

It further appears from the record herein that the applicant has resided continuously in the Choctaw Nation from the date of her marriage to said James Murphy, deceased, up to and including September 25, 1902.

The applicant is identified upon the 1896 Choctaw census roll, Kiamitia County, as No. 14625.

I am, therefore, of the opinion that Edna Murphy should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

  
\_\_\_\_\_  
Commissioner.

Muskogee, Indian Territory,

NOV 11 1905

7-1532

COPY.

Muskogee, Indian Territory, November 11, 1905.

Edna Murphy,

Antlers, Indian Territory,

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 11, 1905, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against your enrollment. If at the expiration of that time no protest has been filed, your name will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

RECEIVED

Registered.

Commissioner.

Incl. 7-1532

COPY.

7-1532

Muskogee, Indian Territory, November 11, 1905.

Chillion Riley,

Attorney at Law,

Ardmore, Indian Territory, \*

Dear Sir:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on November 11, 1905, rendered his decision granting the application for the enrollment of Edna Murphy as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the enrollment of above named applicant. If at the expiration of that time no protest has been filed, her name will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*James L. Smith*

Registered.

Commissioner.



COPY.

7-1532

Muskogee, Indian Territory, November 11, 1905.

L.P. Davenport,

Attorney at Law,

Antlers, Indian Territory,

Dear Sir:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on November 11, 1905, rendered his decision granting the application for the enrollment of Edna Murphy as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against said applicant's enrollment. If at the expiration of said time no protest has been filed, her name will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Registered.

Commissioner.

7-1532

COPY.

Muskogee, Indian Territory, November 11, 1905.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 11, 1905, granting the application for the enrollment of Edna Murphy as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the enrollment of this applicant. If at the expiration of that time no protest has been filed, her name will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*James D. Dwyer*  
Commissioner.

Registered.

Incl. 7-1532

See 7-5861 for registry receipt for this letter.

Choctaw-1532

Muskogee, Indian Territory, February 27, 1903.

Edna Murphy,

Antlers, Indian Territory.

Dear Madam:

It is the present intention of the Commission to establish land offices in the Choctaw and Chickasaw nations April 1, 1903.

The act of Congress approved July 1, 1902, provides as follows:

"No person whose name does not appear upon the rolls as herein provided shall be entitled in any manner to participate in the distribution of the common property of the Choctaw and Chickasaw tribes."

It will be necessary, before your right to enrollment as an intermarried citizen of the Choctaw Nation can be determined, that you appear before the Commission and testify as to your status on September 25, 1902.

For this purpose the Commission has made an appointment at Atoka, Indian Territory, March 10 to 13, 1903, and you should appear at said place on one of the above dates for the purpose herein indicated. No further action can be taken relative to the determination of your right to enrollment until this testimony is received.

Respectfully,

Chairman.

7-1532.

Muskogee, Indian Territory, September 17, 1903.

Edna Murphy,

Antlers, Indian Territory.

Dear Madam:

In the matter of your enrollment as a citizen by intermarriage of the Choctaw Nation, you are advised that it will be necessary for you to appear in person before the Commission at its offices at Muskogee, Indian Territory, there to give testimony as to your intermarried status on September 25th, 1902.

This testimony must be received before your right to enrollment as a citizen by intermarriage of the Choctaw Nation can be determined, and the matter should, therefore, receive your earliest attention.

Respectfully,

Chairman.

COMMISSIONERS  
TAMM BIXBY,  
THOMAS B. NEEDLES  
C. R. BRECKINRIDGE  
W. E. STANLEY.

ALLISON L. AYLESWORTH,  
SECRETARY.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

REFERS IN REPLY TO THE FOLLOWING

7-1532.

Muskogee, Indian Territory, September 17, 1903.

Edna Murphy,

Antlers, Indian Territory.

Dear Madam:

In the matter of your enrollment as a citizen by intermarriage of the Choctaw Nation, you are advised that it will be necessary for you to appear in person before the Commission at its offices at Muskogee, Indian Territory, there to give testimony as to your intermarried status on September 25th, 1902. This testimony must be received before your right to enrollment as a citizen by intermarriage of the Choctaw Nation can be determined, and the matter should, therefore, receive your earliest attention.

Respectfully,

Chairman.

*and to be dead  
See letter from J. J. Gentry  
G.O. file # 9765-04  
Jorn*

COMMISSIONER  
TAMM HUBB  
THOMAS B. NICHOLS  
C. R. BRECKENRIDGE  
W. L. STANLEY

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

REFERS IN REPLY TO THE FOLLOWING

7-1532

ALLISON J. B. ASHLEY  
S. M. NEALE

Muskogee, Indian Territory, March 29, 1904.

Edna Murphy,

Antlers, Indian Territory.

Dear Madam:-

You were notified on February 27, 1903, and again on September 17, 1903, in the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, that it would be necessary for you to appear in person before the Commission to testify as to your intermarried status on September 25, 1902, you have made no response to said notification.

You are again advised that until you appear in person before the Commission at its office at Muskogee, Indian Territory, to testify as to your intermarried status as a citizen of the Choctaw Nation on September 25, 1902, no further consideration can be given your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

Respectfully,

Commissioner in Charge

7-1532

Muskogee, Indian Territory, March 29, 1904.

Edna Murphy,

Antlers, Indian Territory.

Dear Madam:-

You were notified on February 27, 1903, and again on September 17, 1903, in the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, that it would be necessary for you to appear in person before the Commission to testify as to your intermarried status on September 25, 1903, you have made no response to said notification.

You are again advised that until you appear in person before the Commission at its office at Muskogee, Indian Territory, to testify as to your intermarried status as a citizen of the Choctaw Nation on September 25, 1903, no further consideration can be given your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

Respectfully,

Commissioner in Charge

7-1532

Muskogee, Indian Territory, April 2, 1904.

J. J. Terry,

Huge, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 20, 1904, stating that James Murphy, husband of Edna Murphy is dead and that it is reported that said Edna Murphy is also dead.

The information relative to the above named people is duly appreciated.

Respectfully,

Commissioner in Charge.



Muskogee, Indian Territory, August 5, 1904.

Allie Murphy,  
c/o Stull & McDonald,  
Hugo, Indian Territory.

Dear Madam :-

Receipt is hereby acknowledged of your letter of the 2nd inst., requesting to be advised relative to the status of your application for enrollment as an intermarried citizen of the Choctaw Nation, and you enclose certified copy of your marriage certificate, which has been duly filed with our records in support of your application for enrollment.

You are informed, however, that before your application for enrollment can receive further consideration, it will be necessary for you to appear in person before the Commission for the purpose of giving testimony relative to your status as an intermarried citizen of the Choctaw Nation on September 25, 1902. Such appearance may be made before the Commission at its office in Muskogee, Indian Territory, at any time, or at the Choctaw Land Office, at Atoka, Indian Territory, on September 6 and 7, 1904, or at the Chickasaw Land Office, at Tishomingo, Indian Territory, on September 8 and 9, 1904.

This matter should receive your prompt consideration.

Respectfully,

Commissioner in Charge.

7-1532

Muskogee, Indian Territory, August 30, 1905.

L. P. Davenport,  
Attorney at Law,  
Antlers, Indian Territory.

Dear Sir:

I am in receipt of your letter of August 26th in reference to the application for the enrollment of Edna Murphy as a citizen by intermarriage of the Choctaw Nation, requesting to be advised as to when it will be convenient to have her present her testimony; also if it is necessary to have the testimony of other witnesses or if affidavits will be sufficient.

In reply to your letter you are advised that there is now on file with the record in this case the certificate of J. P. Gibbons, March, 1893, to the marriage of James Murphy and Eddie Brunnett.

The applicant, Edna Murphy, should at the earliest possible date appear before this office for the purpose of establishing the facts that her husband, James Murphy, was a recognized and enrolled citizen by blood of the Choctaw Nation and that she was at the time of her marriage to him legally competent to contract such marriage.

This case has now been pending for some six years and as it is desired to make early disposition thereof, I have to request

(2)

that you secure the personal appearance of the applicant as early as possible.

Respectfully,

Commissioner.

7-1532

Wuskogee, Indian Territory, September 21, 1905.

Chillion Riley,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:

I am in receipt of your letter of the 15th instant, in reference to the application of Edna Murphy for enrollment as an intermarried citizen of the Choctaw Nation, in which you state that the applicant is irresponsible and that you have suggested to her people the advisability of having a guardian appointed, which will probably be done at once, and that the guardian and another witness will meet you in Wuskogee for the purpose of testifying as to the status of the applicant at the earliest practicable date.

Replying to your letter you are advised that Edna Murphy personally appeared before the Commissioner at Wuskogee, Indian Territory on September 8, 1905, with her attorney, L. P. Davenport, of Antlers, Indian Territory, and testified relative to her right to enrollment as an intermarried citizen of the Choctaw Nation. Her attorney also presented a certificate of J. P. Gibbons to the marriage of James Murphy and Eddie Brumett on March 8, 1893.

The evidence in this case shows that Edna Brumett was married on March 8, 1893, to James Murphy, a citizen by blood of the Choctaw Nation, whose name is identified on the 1893 Choctaw Leased District Payment Roll.

It does not appear that either the applicant, Edna Murphy, or James Murphy, were married prior to their marriage to each other on March 8, 1893, and that they lived together as man and wife for about four months, when Murphy was sentenced to the United States jail at South McAlester, Indian Territory, where he died at some date prior to the preparation of the 1896 census roll of the citizens of the Choctaw Nation. The name of the applicant, Edna Murphy, is found upon the 1896 Choctaw census roll as an intermarried citizen residing in Kiamitia County.

The evidence in the case is apparently complete and there is seemingly no reason why the applicant or the persons representing her should go to any further expense in the procurement of witnesses before the Commissioner.

Respectfully,

Acting Commissioner.

Choctaw 1532

Muskogee, Indian Territory, October 4, 1905.

L. P. Davenport,  
Attorney at Law,  
Antlers, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of October 2, asking when you may expect a decision in the matter of the application of Edna Murphy for enrollment as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are advised that this case is now receiving consideration and as soon as a decision is reached you will be notified of the action taken therein.

Respectfully,

Commissioner.

7-1532

Muskogee, Indian Territory, December 26, 1905.

L. P. Davenport,  
Attorney at Law,  
Antlers, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of December 19, 1905, asking if the enrollment of Edna Murphy, as an intermarried citizen of the Choctaw Nation has been approved by the Secretary of the Interior, you state that you desire this information as her allotment has been filed on by other parties, and the nine months allowed for the filings of contest expires January 4, 1906, and if she is approved before that time she can file her whole allotment without making any more trips to the land office.

In reply to your letter you are advised that on November 11, 1905, a decision was rendered granting the application of Edna Murphy for enrollment as a citizen by intermarriage of the Choctaw Nation, by her name has not yet been placed upon a schedule of intermarried citizens of the Choctaw Nation, prepared for forwarding to the Secretary of the Interior.

Respectfully,

Commissioner.

7-1532

Muskogee, Indian Territory, January 15, 1906.

Edna Murphy,

Antlers, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of January 11, 1906, asking if your enrollment as an intermarried citizen of the Choctaw Nation has been approved by the Secretary of the Interior.

In reply to your letter you are advised that your name has not yet been placed upon a schedule of intermarried citizens of the Choctaw Nation prepared for forwarding to the Secretary of the Interior, but you will be notified when your enrollment is approved by him.

Respectfully,

Commissioner.



7-1532

Muskogee, Indian Territory, February 26, 1906.

Edna Murphy,

Antlers, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of February 12, 1906, asking if your enrollment has yet been approved by the Secretary of the Interior.

In reply to your letter you are advised that your name has been placed upon a schedule of intermarried citizens of the Choctaw Nation which has been forwarded the Secretary of the Interior, but this office has not yet been notified of Departmental action thereon. You will be notified when your enrollment has been approved.

Respectfully,

Acting Commissioner.

Commission to the Five Civilized Tribes,  
Doodland, Indian Territory.

In the matter of the enrollment of Edna Murphy as an  
intermarried citizen of the Choctaw Nation.  
Said to be simple minded, and is not sworn; examined by Commissioner  
McKennon, she testifies:

I lived with James Murphy about three months, until he was  
taken away from me and put in Jail, and he died in Jail.

Q (By Judge Dukes.) Was he a brother of Ben Murphy of Jack's  
Fork County? A No sir.

Department of the Interior.

*M. L. Jones*

△

1533

Sam Tonitubbi

Choc

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 3rd, 1902.

Additional  
Testimony  
7-1533

-----oOo-----

In the matter of the application for enrollment as a citizen by blood of the Choctaw Nation of Minnie Woods.

Elsie Tanitubbee being first duly sworn testified as follows through Isaac Alexander, sworn Choctaw interpreter.

Examination by the Commission.

- Q What is your name? A Elsie Tonitubbee.  
Q What is your age? A Fifty-nine.  
Q What is your post office address? A Grant.  
Q Do you know Minnie Woods? A Yes sir.  
Q How old is she? A She will be six years old the 20th of December.  
Q Is she living with you? A Yes sir.  
Q What is her father's name? A Johnnie Woods.  
Q Is he living? A Yes sir.  
Q Is he a white man? A Yes sir.  
Q What is the name of her mother? A Sissy Anowatubbi.  
Q Is she living? A Dead.  
Q How long has she been dead? A Died when she was three years old.  
Q How long has this child lived with you? A Been living with me ever since she was a small baby; her mother was living with me when the child was born; I waited on her when the child was born.

-----

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 3rd day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 20 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

*West*

broof of birth of child  
for whose <sup>enrollment</sup> application  
application was made  
5/10/99

Approved.



Commissioner

COMMISSIONER

JAN 1 1904

CLERK OF DISTRICT COURT  
STATE OF CALIFORNIA

BEFORE THE COMMISSION TO THE FIVE  
CIVILIZED TRIBES, MUSKOGEE? IND. T'Y.

UNITED STATES OF AMERICA,  
Indian Territory,  
Central District.

James Russell, a member of the Choctaw Tribe of Indians, by blood, first being duly sworn, deposes and says: I have known Alice or "Sisy" Anekweatubby since she was a child. She was married to a white man by the name of Ben Flynn and was afterwards separated from him. The father of the said Alice Flynn was named Silas Anekweatubby and the mother Lizzie. She had two brothers, one named Byington Anekweatubby; the other Nelson Anekweatubby of the two the latter is living. Alice or "Sisy" Flynn is dead - having died near six years ago.

In December, 1896, along about the 1st of the month, there was born to Alice Flynn a female child said to be named Minnie Wood - the child is now living.

I have lived near the Anekweatubbys for about 30 years and know them to be full blood choctaws.

*Witness to Mary.*

*G. T. Henderson*  
*James W. Case*

*James Russell*  
*Mary*

Subscribed and sworn to before me, this 9th day of December, 1904.

My Commission expires  
March 6, 1906.

*J. L. Leard*  
Notary Public.

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JAN 1

COMMUNIST

... ..

BEFORE THE COMMISSION TO THE FIVE  
CIVILIZED TRIBES, MUSKOGEE, IND. T.Y.

UNITED STATES OF AMERICA,  
Indian Territory,  
Central District.

Jeff Fulton, a member of the Chectaw Tribe of Indians, by blood, first being duly sworn, deposes and says: I am acquainted with the mother of Minnie Weed. she was named Alice or "Sisy" Anekweatubby. her father's name is Silas Anekweatubby and the mother's name was Lizzie Anekweatubby, Alice or "Sisy" Anekweatubby married a white man by the name of Ben Flynn. They were married under the United States law and were afterwards separated.

There was born to Alice or "Sisy" Flynn a femal child along in December, 1896, and the child is said to be named Minnie Weed. The child is living now.

Jeff Fulton

Subscribed and sworn to before me, this 9th day of December, 1904.

My Commission expires  
March 6, 1906.

J. P. Leavelle  
Notary Public.



JOHN BURGESS

Saskatoon, Okla., 10/9 1917

Hon J. C. Wilkerson  
Muskegon, Okla

Dear Friend Sir:-  
Well now I was up there doing the  
fair, but was so busy, that I couldn't  
get to talk to you but I am coming up  
there on 20<sup>th</sup> day of this month  
to see you about some matter

Tram Friend

John Burgess

Q

IN RE

Application for Enrollment of  
INFANT CHILD.

Minnie Woods

As a citizen of the

(Holland)

Nation.

Approved

Jan 13 1907

Commissioner.



Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Shawnee Nation,  
of Minnie Woods, born on the 20<sup>th</sup> day of December, 1896.  
Name of father: Jim Woods, a citizen of the U. S. Nation.  
Name of mother: Lissie Ambukiatulbe, a citizen of the Shawnee Nation.  
Post Office: Shawnee,

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, \_\_\_\_\_, on oath, state that I am \_\_\_\_\_ years of age and a  
citizen, by \_\_\_\_\_, of the \_\_\_\_\_ Nation; that I am the  
lawful wife of \_\_\_\_\_ who is a citizen, by \_\_\_\_\_, of the  
\_\_\_\_\_ Nation; that a \_\_\_\_\_ child was born to me on the \_\_\_\_\_ day  
of \_\_\_\_\_, 1 \_\_\_\_\_; that said child has been named \_\_\_\_\_,  
and is now living.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1 \_\_\_\_\_.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, Elsie Montulbe, Midwife, on oath, state that I  
attended on Lissie Ambukiatulbe, wife of \_\_\_\_\_  
on the 20<sup>th</sup> day of December, 1896; that there was born to her on said date a female child;  
that said child is now living and is said to have been named Minnie Woods.

Subscribed and sworn to before me this 10<sup>th</sup> day of May, A.D., 1899.

at Shawnee  
Commissioner Notary Public.

Muskogee, Indian Territory, September 30, 1902.

Sam Tonitubbi,

Grant, Indian Territory.

Dear Sir:

In the matter of the enrollment of your ward, Minnie Woods, as a citizen of the Choctaw Nation, it appears from the records of the Commission that this child was born in December, 1896, and the name of her mother appears upon our records as Sisste Anukwiatubbee.

The Commission is unable to find the name of this woman upon either the 1896 Choctaw census roll or the 1893 Choctaw pay roll, and it will be necessary in the matter of the enrollment of this child that you furnish the Commission, if possible, with information as to the tribal enrollment of her mother, giving the name if you know it under which she was at any time enrolled as a citizen of the Choctaw Nation, and any other information you may have as to the names which this woman may have borne at any time.

This matter should receive your immediate attention as nothing further can be done in the matter of the enrollment of Minnie Woods until this information is supplied.

An envelope for your reply is inclosed herewith, which

S T -2-

requires no postage.

Respectfully,

*James D. Dwyer*

Acting Chairman.

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Env.

COPY

D. C. No. 19692-1902

Grant, I. T. Oct. 25, 1902.

Hon. Commission to the Five Civilized Tribes.

I will made information to you in the matter of the enrollment of Minnie Woods, that the Minnie Woods was unlawful child Her father is a white men name John Woods and her mother full blood Choctaw her name Sissie Anukwiatubbee her father is name Silas Anukwiatubbe Sissie father and mother died several years ago Reason I dont remember her mother is name Sissie Anukwiatubbee she married white men and she live in Texas in 1893 Choctaw payment and never get no money. Pay master told her name was no on roll record and Sissie Anukwiatubbee she died before 1896 Choctaw Census roll. This is all I no.

Sam Tanitubbee.

Choctaw 1533

Muskogee, Indian Territory, October 29, 1902.

Sam Tanitubbee,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 25th instant, giving information as to the parents of Minnie Woods.

Respectfully,

Acting Chairman.

Grant, Ind. T'y., January 1, 1903.

Commission to the Five Civilized Tribes,  
Muskogee, Indian Territory.

gentlemen:

I am in receipt of your letter of recent date, in reply to mine, relative to the enrollment of Minnie Wood. I Note that you say it will be necessary that proof be made as to the name of the child's mother in order that she may be identified as a citizen by blood of this Nation and that you suggest that I come, with two witnesses to Muskogee, Indian Territory, for this purpose. I beg to say that Alice Flynn is the child of Silas Nakiweiatubby. She was named Alice or "sisy" Nakiweiatubby. She married a white man by name of Flynn, but I do not know just how she is enrolled upon the Commission rolls. I think that her name appears upon the Choctaw pay rolls as Alice or "Sisy" Flynn and her name should appear upon your rolls as Flynn or Nakiweiatubby.

I can furnish you affidavits as to her name, that of her father and a great number of her kindred who are Choctaws by blood. It would cost so much for me to come to Muskogee, I. T. and I am unable to come there, so I would like to be advised by your Commission if affidavits taken here would not answer the purpose.

Trusting that I may have an early and favorable reply,

I am,

Very respectfully, John W. Wood  
(Signed)



7-1533

Muskogee, Indian Territory, April 19, 1904.

Commissioner in Charge,

Chickasaw Land Office,

Tishomingo, Indian Territory.

Dear Sir:

You are hereby advised that the following notation has this day been placed upon original Choctaw enrollment card, number 1533, Sam Tonitubbi, et al.,

"No. 3 proof of birth filed Jan. 13, 1904."

You are therefore requested to place like notation upon the corresponding duplicate card in your possession.

Respectfully,

Chairman.

7-1533

Muskogee, Indian Territory, April 19, 1904.

Commissioner in Charge,

Choctaw Land Office,

Atoka, Indian Territory.

Dear Sir:

You are hereby advised that the following notation has this day been placed upon original Choctaw enrollment card, number 1533, Sam Tonitubbi, et al.,

~~"#3 proof of birth filed Jan. 13, 1904."~~

You are therefore requested to place like notation upon the corresponding duplicate card in your possession.

Respectfully,

Chairman.

7-1533  
7-11-18

Muskogee, Indian Territory, January 18, 1908.

John W. Wood,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Jeff  
Fulton and James Russell relative to the parentage of Minnie Wood;  
~~and the same have been duly filed with the records of the Commission~~  
in the matter of her application for enrollment as a citizen by  
blood of the Choctaw Nation.

Respectfully,

Chairman.

Choctaw  
1633

Muskogee, Indian Territory, January 5, 1904.

John W. Wood,

Grant, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of January 1, giving information relative to the name of the mother of Minnie Wood, and requesting that you be permitted to furnish affidavits as to mother instead of appearing in person before the Commission at its office at Muskogee, Indian Territory.

In reply to your letter you are advised that such affidavits as you may furnish as to the name and tribal recognition as a citizen of the Choctaw nation of the mother of Minnie Wood will be filed with the record in her case and receive consideration in the matter of her application for enrollment.

Respectfully,

Chairman.

Ghooataw-1533

Muskogee, Indian Territory, December 28, 1903.

John W. Wood,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 18, 1903, in which you ask that the name of your child be changed upon the records from Minnie Woods to Minnie Wood. You further ask to be informed the status of her enrollment.

In reply to your letter you are informed that before consideration can be given the matter of the enrollment of Minnie Wood, it will be necessary for you to submit evidence showing the name of the mother of said child in order that she can be identified upon the tribal rolls of the citizens of the Ghooataw Nation.

It is suggested that you appear before the Commission at its office at Muskogee, Indian Territory, bringing with you two or more witnesses who were acquainted with the mother of the said Minnie Wood, in order that she may be properly identified as a citizen by blood of the Ghooataw Nation.

Respectfully,

Chairman.

1534

millie

Speaker

Choc

EMPTY

1535

Jonas Watkins et al

Choc

Muskogee, Indian Territory, January 4, 1901.

Easton & Stewart,

Antlers, Indian Territory.

Gentlemen:

The Commission is in receipt of your letter of the 13th ultimo, enclosing the application for enrollment as a citizen of the Choctaw Nation, of William Watkins, the infant son of Jonas and Celia Watkins, born February 14th, 1900, and the same is returned to you herewith for the reason the Commission is unable to identify the mother of this child as listed for enrollment as a citizen of the Choctaw Nation.

It is stated in the affidavit of the mother that her name is Celia Watkins, that she is 40 years of age and the wife of Jonas Watkins, and that she is a citizen by blood of the Choctaw Nation.

The records of the Commission show that Jonas Watkins, 40 years of age, and his wife Sina Watkins 34 years of age, of Antlers, Indian Territory, were on May 10th, 1899, listed for enrollment as citizens by blood of the Choctaw Nation.

If Celia Watkins is a citizen by blood of the Choctaw Nation and not the party enrolled as Sina Watkins, and has been married to Jonas Watkins since her enrollment, please state her name at the time of her enrollment, the time and place application was made, the names of other members of her family and any other information that may lead to her identification.



E & S 2

Upon receipt of this information and the return of the application, the matter of the enrollment of William Watkins will be given further consideration.

Yours truly,

Acting Chairman.

7-1536

Enc c

Muskogee, Indian Territory, September 30, 1902.

Jonas Watkins,

Antlers, Indian Territory.

Dear Sir:

On January 4, 1901, the Commission returned to Eastman & Stewart the application for enrollment as a citizen of the Choctaw Nation of William Watkins, the infant son of Jonas and Celia Watkins, born February 14, 1900, for the reason that the Commission was unable to identify the mother of this child as listed for enrollment as a citizen of the Choctaw Nation. If this is your child and he is still living you should return the application immediately or send in a new one, and inform the Commission whether or not Celia Watkins, named in the affidavit, is the Sina Watkins who was listed for enrollment as your wife on May 10, 1899. If Celia Watkins, who is the mother of this child, is a citizen by blood of the Choctaw Nation and not the person enrolled as Sina Watkins, and has been married to you since her enrollment, please state her name at the time of her enrollment, the time and place application was made for her, the names of other members of her family, and any other information that may lead to her identification.

This matter should receive your immediate attention, as

J W -2-

nothing further can be done in the matter of the enrollment of William Watkins as a citizen of the Choctaw Nation until this information is supplied.

An envelope for your reply is inclosed herewith, which requires no postage.

Respectfully,

Acting Chairman.

Env.

1536

James Cobb

Choc

Muskogee, Indian Territory, September 30, 1902.

D. P. Harald,

Notary Public,

Grant, Indian Territory.

Dear Sir:

It appears from the records of the Commission that James Cobb, a full blood Choctaw, of Grant, Indian Territory, then twenty years of age, was listed for enrollment as a citizen of the Choctaw Nation May 10, 1899. The names of his parents were given as Simon and Sibbie Cobb, both of whom were dead.

The Commission now has information to the effect that James Cobb is dead, and would be obliged to you if you can notify us as to whether or not this is true; and if it is true you are requested to furnish us with the name or names of some of his relatives who may know of his death.

An envelope requiring no postage is inclosed for your reply.

Respectfully,

Acting Chairman.

Rev.

7-1536.

Mustang, Indian Territory, October 11, 1902.

M.E. Fisher.

Grant, Indian Territory.

Dear Sir:

This office is in receipt of information that James Cobb, a citizen by blood of the Choctaw Nation, has died since the time he was listed for enrollment as such.

The Commission has been informed that you are an uncle of the deceased person. If this is correct, and you know of the fact of the death of James Cobb, you are requested to have the enclosed blank for proof of death properly executed, and return to this office at your earliest convenience in the enclosed envelope.

You will note there is an affidavit for a relative and an acquaintance. In having same executed, be careful to see that all blanks are properly filled, all names written in full, and in event either of the persons whose names are to be affixed to the affidavits are unable to write, and their signatures are by mark, that such signatures are attested by two disinterested parties, witnesses thereto.

U H F 2

The notary public before whom the same are acknowledged must affix his notarial seal and jurat to each separate affidavit.

Respectfully,

Commissioner in Charge.

Env.

D.C.

7-1536.

Muskogee, Indian Territory, October 29, 1908.

M.H. Fisher,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your affidavit and that of John G. McIntosh relative to the death of your nephew, James Cobb, a citizen by blood of the Choctaw Nation, which occurred in July, 1899; and the same being in proper form have been duly filed with the records of the Commission, as evidence of death of the above named person.

Respectfully,

Acting Chairman.



INDEXED

7- 1536 32

IN RE  
THE DEATH OF

*James Cobb*  
a citizen of the

*Cherokee* Nation.

Approved: *W. H. McAdams* 1902  
Commissioner.

AN ORDER OF THE  
COMMISSION TO THE FIVE CIVILIZED TRIBES  
FILED

OCT 29 1902

1536

## DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of James Cobb  
(Here insert name of deceased.)  
 a citizen of the Choctaw Nation, who formerly resided at or near  
Grant, Ind. Ter., and died on the \_\_\_\_\_ day of  
(Here insert name of post office.)  
Nov 1897, 1897.

## AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, }  
INDIAN TERRITORY.Central District. }

I, M. W. Lister, on oath state that I am 57  
 years of age and a citizen, by Blood, of the Choctaw Nation;  
 that my post office address is Grant, Ind. Ter.; that I am  
(Here insert name of post office.)

Niece of James Cobb  
(State relationship as: the father; an uncle; a cousin, etc.) (Here insert name of deceased.)  
 who was a citizen, by Blood, of the Choctaw Nation;  
 and that said James Cobb died on the \_\_\_\_\_ day of  
(Here insert name of deceased.)

in July, 1897. M. W. Lister  
Witnesses to Mark:  
(Must be Two Witnesses.) John W. Shreck  
Tom B. Bohannon

Subscribed and sworn to before me this 25 day of Oct, 1902

D. F. Horn  
 Notary Public.  
Grant

## AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, }

Central District. }

I, John G. McIntosh, on oath state that I am 52  
 years of age, and a citizen, by Blood, of the \_\_\_\_\_ Nation;  
 that my post office address is Grant, Ind. Ter.;  
(Here insert name of post office.)  
 that I was personally acquainted with James Cobb  
(Here insert name of deceased.)  
 who was a citizen, by Blood, of the Choctaw Nation;  
 and that said James Cobb died on the \_\_\_\_\_ day of  
(Here insert name of deceased.)

in the month of July 1897 John G. McIntosh  
Witnesses to Mark:

(Must be Two Witnesses.)  
 Subscribed and sworn to before me this 25 day of Oct, 1902

D. F. Horn  
 Notary Public.  
Grant

1537

Choc

EMPTY

1538

michael Pitchlynn

Choc

march 19, 1909 DEPT requests report

April 2, 1909 Report to DEPT

June 14, 1909 DEPT held case is NOT analogous to Goldsby case and declined to take action  
looking to enrollment of applicant

#7-1538

Muskogee, Indian Territory, October 26, 1904.

Henry L. Gooling,

Grant, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your affidavit stating that Michael Pitchlynn, a citizen by blood of the Choctaw Nation, died May 10, 1902, and the same has been duly filed with the records of the Commission and will receive proper consideration.

Respectfully,

Chairman.

Choctaw 1538

Muskogee, Indian Territory, October 27, 1904.

S. L. Bacon,

Hugo, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of October 24, 1904, in which you state that you have filled out a blank which has been signed by Henry L. Gooding, relative to the date of the death of Michael Pitchlynn, in May 1902, and that the former affidavits relative to his death are incorrect.

In reply you are advised that the affidavit of Henry L. Gooding has been filed, and the Chickasaw Land Office of the Commission has been instructed to investigate the matter for the purpose of ascertaining the correct date of the death of Michael Pitchlynn.

Respectfully,

Chairman.

Choctaw 1538  
Roll 4316

Muskogee, Indian Territory, October 27, 1904.

J. W. Hooker,

Pawnee, Indian Territory.

Dear Sir:

It appears from our records that on August 24, 1904, you, as administrator of the estate of Michael Pitchlynn, Choctaw roll by blood number 4316, selected an allotment in the Chickasaw Nation for said estate, at that time introducing affidavits of the death of Michael Pitchlynn, May 8, 1903.

There has now been filed with the Commission the affidavit of Henry L. Gooding to the death of Michael Pitchlynn, May 10, 1902, long prior to the date of the ratification by the Choctaw and Chickasaw Nations of the act of Congress approved July 1, 1902, on September 20, 1902. You should therefore appear at the Chickasaw Land Office, Tishomingo, Indian Territory, for the purpose of testifying relative to the death of said Michael Pitchlynn, in company with such witnesses as know the exact date of the death of this citizen.

Respectfully,

Chairman.

Choctaw 1538  
Roll 4316

Muskogee, Indian Territory, October 27, 1904.

Commissioner in Charge,

Chickasaw Land Office,

Tishomingo, Indian Territory,

Dear Sir:

On August 24, 1904, J. W. Hooker, as administrator of the estate of Michael Pitchlynn, Choctaw roll by blood Number 4316, selected at the Chickasaw Land Office land in allotment for the estate of Michael Pitchlynn, under letters of administration issued by the United States Court for the Southern District of the Indian Territory.

At that time there were submitted the affidavits of Lucy Cooper, Elijah Woods, Ed W. Gardner, relative to the death of Michael Pitchlynn on or about May 8, 1903. There has now been filed at this office the affidavit of H. L. Gooding to the death of Michael Pitchlynn, May 10, 1902, which date was long prior to the date of the ratification, on September 25, 1902, of the act of Congress of July 1, 1902.

There has also been received a letter from S. L. Bacon, Hugo, Indian Territory, of October 24, 1904, (D. C. 40425-1904) in which he states that the former affidavits as to the death of Michael Pitchlynn were incorrect.



Chickasaw I. O. 2

There are inclosed you herewith the original affidavits above referred to and the letter of S. L. Bacon, and you are directed to prepare and register notices to J. W. Hocker, administrator, Purcell, Indian Territory, and to all of the persons making affidavits relative to the date of the death of Michael Pitchlynn, to appear before your office within fifteen days from date of notice, in company with such other witnesses as they may desire to introduce, for the purpose of testifying relative to the date of the death of said Michael Pitchlynn. Copies of said notices should also be retained for your files. If, at the expiration of the fifteen days allowed, no appearance has been made, you will prepare and register another notice to J. W. Hocker, Purcell, Indian Territory, allowing him ten days from that date within which to appear and show cause why the allotment selected by him for Michael Pitchlynn should not be cancelled.

Pending this investigation your office is directed to take no further steps looking to an allotment in the Chickasaw Nation to the said Michael Pitchlynn.

Respectfully,

Chairman.

COPY.

Muskogee, Indian Territory, August 29, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith the record in the matter of the death of Michael Pitchlynn, whose name appears upon the final roll of the citizens by blood of the Choctaw Nation, opposite No. 4316.

On May 10, 1899, Michael Pitchlynn personally appeared before the Commission to the Five Civilized Tribes at Goodland, Indian Territory, and made application for enrollment as a citizen by blood of the Choctaw Nation. He was identified upon all of the tribal rolls of the Choctaw Nation in the possession of the Commission to the Five Civilized Tribes, and upon his identification from the 1896 Choctaw census roll as a resident of Kiamitia county, he was listed for enrollment as a citizen of the Choctaw Nation by said Commission.

On October 9, 1902, the Commission to the Five Civilized Tribes submitted to the Secretary of the Interior a schedule of citizens by blood of the Choctaw Nation, Nos. 4001 to 4991 inclusive, the name of Michael Pitchlynn appearing upon said schedule

(2)

opposite No. 4313, as a full blood Choctaw, thirty-three years of age. This schedule was approved by the Secretary of the Interior on December 12, 1902.

On August 24, 1904, J. W. Hooker, of Purcell, Indian Territory, appeared before the Chickasaw land office of the Commission to the Five Civilized Tribes, then located at Tahawingo, Indian Territory, and presented letters of administration issued by the United States Court for the Southern District of the Indian Territory, appointing him the administrator of the estate of Michael Pitchlynn, deceased. Said letters of administration recite that Michael Pitchlynn died May 8, 1903. The administrator also presented the affidavits of Lucy Cooper, a citizen by blood of the Choctaw Nation and a daughter of Michael Pitchlynn, Elijah Wood, a citizen by blood of the Choctaw Nation, and E. W. Gardner, to the effect that Michael Pitchlynn died May 8, 1903.

The administrator, Hooker, on August 24, 1904, selected as an allotment for the estate of Michael Pitchlynn, deceased, land to the appraised value of \$1039.69, described as follows:

Homestead.

West 20.31 acres of lot 2; southeast 10 acres of lot 2; Lot 3; E/2 of NE/4 of SW/4; SW/4 of NW/4 of SE/4, section 31, township 5 north, range 3 east; E/2 of SE/4 of NE/4 of section 9, township 4 north, range 2 east.

Exclusive of the Homestead.

E/2 of SE/4 of NE/4; E/2 of NE/4 of SE/4 of section 9, township 4 north, range 2 east; NW/4 of SE/4 of section 17;

(3)

N/2 of NW/4 of NE/4 of section 20, township 5 north, range 1 west; and NE/4 of NE/4 of SW/4 of section 9, township 5 north, range 1 west.

Chickasaw homestead certificates Nos. 9299 and 9300 describing the homestead selection, and allotment certificates Nos. 12211 and 12212, describing the land selected exclusive of the homestead designation, were executed, but have not been delivered.

On October 22, 1904, Henry L. Gooding, of Grant, Indian Territory, an intermarried citizen of the Choctaw Nation, transmitted to the Commission to the Five Civilized Tribes his affidavit to the effect that Michael Pitchlynn died May 10, 1902. Upon the filing of this evidence with the Commission to the Five Civilized Tribes, the Chickasaw land office was, on October 27, 1904, directed to notify J. W. Hocker, the administrator of the estate of Michael Pitchlynn, deceased, and the persons making the affidavits relative to the death of Michael Pitchlynn, in May, 1903, to appear before said office for the purpose of testifying relative to the exact date of the death of the said Michael Pitchlynn.

On October 29, 1904, the administrator, J. W. Hocker, asked that the hearing in the matter of the death of Michael Pitchlynn be postponed until some time in the month of November, 1904. On November 10, 1904, Hocker forwarded to the Commission to the Five Civilized Tribes a petition asking that additional reasonable time be allowed him to present witnesses as to the true date

(4)

of the death of Michael Pitchlynn.

No evidence was ever presented by the administrator in reference to this matter and the same was referred to an employee of the Commission for investigation. A full investigation was had in the matter and the testimony secured is conclusive to the effect that the said Michael Pitchlynn died on or about May 10, 1902.

On June 12, 1905, the Commission to the Five Civilized Tribes made a finding of fact that Michael Pitchlynn, whose name appears as No. 4316 upon the approved roll of citizens by blood of the Choctaw Nation, died on or about May 10, 1902, and on June 16, 1905, J. W. Hoeker, the administrator, was notified to appear before the Commissioner at his office at Muskogee, Indian Territory, on July 10, 1905, at nine o'clock A. M., and show cause why recommendation should not be made to the Secretary of the Interior for the cancellation of the enrollment of Michael Pitchlynn and the allotment selected in his name on August 24, 1904.

On June 22, 1905, J. W. Hoeker, the administrator, advised the Commission to the Five Civilized Tribes that he would endeavor to secure evidence to show that Michael Pitchlynn was living on September 25, 1902, and present the same on July 10, 1905. On July 7, 1905, Mr. Hoeker asked for a continuance of thirty days in this matter, which was granted him. On August 9, 1905, he again directed a communication to the Commissioner, in which he states as follows:

(8)

"I wish to say that my investigation only tends to corroborate the findings of the Commission."

He alleges, however, that he was deceived in having the date of the death of Michael Pitchlynn misrepresented to him and that the true responsibility for the attempted fraud and deception rests upon the firm of Easton & Howells, of Hugo, Indian Territory, who were directly concerned in the procurement of the affidavits to the date of the death of Michael Pitchlynn.

The Act of Congress approved July 1, 1902 (32 Stats., 641) provides as follows:

"No person whose name does not appear upon the rolls prepared as herein provided shall be entitled to in any manner participate in the distribution of the common property of the Choctaw and Chickasaw tribes, and those whose names appear thereon shall participate in the matter set forth in this agreement: Provided, That no allotment of land or other tribal property shall be made to any person, or to the heirs of any person whose name is on the said rolls, and who died prior to the date of the final ratification of this agreement. The right of such person to any interest in the lands or other tribal property shall be deemed to have become extinguished and to have passed to the tribe in general upon his death before the date of the final ratification of this agreement, and any person or persons who may conceal the death of anyone on said rolls as aforesaid, for the purpose of profiting by the said concealment, and who shall knowingly receive any portion of any land or other tribal property, or of the proceeds so arising from any allotment prohibited by this section, shall be deemed guilty of a felony, and shall be proceeded against as may be provided in other cases of felony, and the penalty for this offense shall be confinement at hard labor for a period of not less than one year nor more than five years, and in addition thereto, a forfeiture to the Choctaw and Chickasaw Nations of the lands, other tribal property, and proceeds so obtained."

(6)

In view of the record herewith transmitted, I have the honor to respectfully recommend that the enrollment of Michael Pitchlynn, whose name appears upon the final roll of the citizens by blood of the Chectaw Nation opposite No. 4316, be cancelled and that the allotment selected by J. W. Hooker as the administrator of the estate of Michael Pitchlynn, deceased, on August 24, 1904, be set aside and held for naught, and that the land so selected be declared subject to allotment by any citizen or freedman of the Chectaw or Chickasaw Nations.

Respectfully,

SIGNED *Tamm Dixey.*  
Commissioner.

Through the Commissioner  
of Indian Affairs.

MM 25/8

W. C. F.  
LLB.

DEPARTMENT OF THE INTERIOR,

D. C. 46571-1905.

I. T. D. 12890-1905.

WASHINGTON. October 5, 1905.

L. R. S.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

On August 29, 1905, you transmitted the record in the matter of the death of Michael Pitchlynn, whose name appears upon the approved roll of citizens by blood of the Choctaw Nation, opposite No. 4316.

You recommend that the name of said Michael Pitchlynn be cancelled, for the reason that the record shows that he died prior to September 25, 1902; you also recommend that the allotment selected on August 24, 1904, by J. W. Hocker, as the administrator of the estate of said Michael Pitchlynn, deceased, be set aside, and that the land so selected be declared subject to allotment by any citizen or freedman of the Choctaw or Chickasaw nation.

Reporting September 28, 1905, the Indian Office concurred in your recommendation that the name of said Michael Pitchlynn be cancelled from the approved roll; also that the allotment selected for him be cancelled. The office stated



that if the improvements on this land were owned by the deceased citizen at the time of his demise and the members of his family have not selected all of their pro rata share of the lands, they should be given the first opportunity to select said lands in allotments. The office also recommended that the matter be referred to the Department of Justice.

The Department has considered the record in the case, also a protest filed by J. W. Hocker.

I have this day cancelled from the approved roll in this office the name of Michael Pitchlynn, the Indian Office has been authorized to cancel said name from the roll in its possession, and you are authorized to cancel the roll in your possession accordingly. You are also authorized to cancel the allotment of land selected for said Michael Pitchlynn.

The Department will not pass upon the question as to whether this land is subject to allotment by any citizen or freedman of the Choctaw or Chickasaw nation, inasmuch as the record contains no evidence concerning the heirs of the deceased or the improvements upon said land.

The matter has this day been referred to the Attorney-

-3-

General for such action as he may deem advisable.

Respectfully,

(Signed) Thos Ryan

Acting Secretary.

W R L

Land  
26643-1909  
J E D

Department of the Interior,  
Office of Indian Affairs, G.R.

Washington. Jun 18 1909

Enrollment case of  
Michael Pitchlyn.

The Commissioner

to the Five Civilized Tribes.

Muskogee, Oklahoma.

Sir:

Referring to your report of April 2, 1909,  
relative to the Choctaw enrollment case of Michael Pitchlyn,  
you are advised that on June 14, 1909, the Department held  
that the case mentioned did not come within the rule an-  
nounced by the Supreme Court of the United States in the  
case of John E. Goldsby (211 U. S. 249), and therefore de-  
clined to restore the name of Michael Pitchlyn to the approved  
rolls of citizenship of the Choctaw Nation.

A copy of Department letter of June 14, 1909,  
is inclosed for your further information. You are requested  
to notify the parties in interest of this action of the  
Department.

Very respectfully,

C. F. Hauke

Chief Clerk.

JMK2328

W.S.A.

J.W.H.

D 7258  
Choctaw File 5-51.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

June 14, 1909.

The Commissioner  
of Indian Affairs.

Sir:

Receipt is acknowledged of your office letter of May 10, 1909, with its enclosures, relative to the enrollment of Michael Pitchlyn as a citizen by blood of the Choctaw Nation.

I concur in your conclusion that this case does not fall within the rule announced by the Supreme Court of the United States in the case of John E. Goldsby decided November 30, 1908 (211 U. S., 249).

It is not deemed advisable to suspend action in this matter until a decision shall be rendered by the Court of Appeals of the District of Columbia in the case of Lillie Lowe., et al.

The Department must decline to restore the name of Michael Pitchlyn to the approved rolls of citizenship of the Choctaw Nation, and you are requested to advise the parties in interest to that effect.

The papers are returned herewith.

Very respectfully,  
(Signed) Frank Pierce

First Assistant Secretary.

Inclosures.

GGA

JWL JWH WCP

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

March 19, 1909.

Address only  
the Secretary of the Interior.  
File 5-51(Choctaw).

The Commissioner to the  
Five Civilized Tribes.

Sir:

There are inclosed for report and recommendation, to be rendered through the Indian Office, ten undated communications, filed in the Secretary's Office, March 17, 1909, from Mr. D. A. Gourick, Attorney at Law, of this city, in which he requests the Department to erase, or cause to be erased, the interlineations and notations purporting to cancel the names of certain persons from the approved Choctaw rolls, and to restore them to the status of recognized citizens of said nation. The names and numbers of said persons are, according to Mr. Gourick's statements, as follows:

Jackson Jones,	8607
Hagin Belvin	8742
Silwy Harris,	5849
Ener Peter	1984
Betsy Willis,	2245
Nancy Tayler,	5940
Becky Peter,	1980
David Wilson,	3101
Michael Pitchlyn,	4316
Lulu Peter	1982

Mr. Gourick says that the claimant's position in each case is the same as that of John E. Goldsby, alleging that his name was placed upon the rolls and that allotment certificates were issued to him, and that afterwards, without a hearing, his name was stricken from the rolls.

These cases are entirely separate and have no bearing upon each other but are included herein merely for the sake of convenience. Accordingly separate reports should be rendered as to each.

In preparing your reports in these cases you are requested to follow the suggestions contained in departmental letter of February 25, 1909 (File 5-51), relating to the Choctaw cases of Rebecca K. Armstrong et al., and the general instructions in departmental letter of March 15, 1909 (File 5-51).

Very respectfully,

(Signed) Frank Pierce.

First Assistant Secretary.

10 inclosures.  
(Send direct).

Muskogee, Oklahoma , April 2, 1909.

Subject:  
Report on Departmental  
letter of March 19, '09,  
relative to Michael  
Pitchlyn, a deceased  
Choctaw.

The Honorable,

The Secretary of the Interior.

Sir:

March 19, 1909 (File 5-51, Choctaw), the Department transmitted to this office for report and recommendation, to be rendered through the Indian Office, ten undated communications filed in the Secretary's Office March 17, 1909, by Mr. D. A. Gourick, an attorney of Washington, D. C., in which he requests the Department to erase, or cause to be erased, the interlineations and notations purporting to cancel the names of certain persons from the approved rolls of Choctaw citizens, and to restore them to the status of recognized citizens of the Choctaw Nation, said names being as follows:

Name	Roll No.
Jackson Jones	8607
Hagin Belvin	8742
Silvy Harris	5849
Eber Peter	1984
Betsy Willis	2245
Nancy Taylor	5940
Becky Peter	1980
David Wilson	3101
Michael Pitchlyn	4316
Lulu Peter	1982

As requested by the Department, separate report will be submitted as to each case.

Reporting relative to Michael Pitchlynn who was enrolled as a citizen by blood of the Choctaw Nation, opposite No. 4316, approved by the Secretary of the Interior December 12, 1902, I have the honor to advise that on August 24, 1904, J. W. Hocker, of Purcell, Indian Territory, appeared before the Chickasaw Land Office of the Commission to the Five Civilized Tribes, then located at Tishomingo, Indian Territory, and presented letters of administration issued by the United States Court for the Southern District of the Indian Territory, appointing him the administrator of the estate of Michael Pitchlynn, deceased. Said letters of administration recite that Michael Pitchlynn died May 8, 1903. The administrator also presented the affidavits of Lucy Cooper, a citizen by blood of the Choctaw Nation and a daughter of Michael Pitchlynn, Elijah Wood, a citizen by blood of the Choctaw Nation, and E. W. Gardner, to the effect that Michael Pitchlynn died May 8, 1903.

The administrator, Hocker, on August 24, 1904, selected as an allotment for the estate of Michael Pitchlynn, deceased, land of the appraised value of \$1039.69. Certificates for this allotment were prepared but not delivered.

On October 22, 1904, Henry L. Gooding, of Grant, Indian Territory, an intermarried citizen of the Choctaw Nation, transmitted to the Commission to the Five Civilized Tribes his affidavit to the effect that Michael Pitchlynn died May 10, 1902. Upon the filing of this evidence with the Commission to the Five Civilized



Tribes, the Chickasaw land office was, on October 27, 1904, directed to notify J. W. Hocker, the administrator of the estate of Michael Pitchlynn, deceased, and the persons making the affidavits relative to the death of Michael Pitchlynn in May, 1903, to appear before said office for the purpose of testifying relative to the exact date of death of said Michael Pitchlynn.

On October 29, 1904, the administrator, J. W. Hocker, asked that the hearing in the matter of the death of Michael Pitchlynn be postponed until some time in the month of November, 1904. On November 10, 1904, Hocker forwarded to the Commission to the Five Civilized Tribes a petition asking that additional reasonable time be allowed him to present witnesses as to the true date of the death of Michael Pitchlynn.

No evidence was presented by the administrator in reference to this matter and the same was referred to an employe of the Commission for investigation. A full investigation was had in the matter and the testimony secured was conclusive to the effect that the said Michael Pitchlynn died on or about May 10, 1902.

On June 12, 1905, the Commission to the Five Civilized Tribes made a finding of fact that Michael Pitchlynn died on or about May 10, 1902, and on June 16, 1905, J. W. Hocker, the administrator, was notified to appear before the Commissioner at his office at Muskogee, Indian Territory, on July 10, 1905, at nine o'clock A. M., and show cause why recommendation should not be made

to the Secretary of the Interior for the cancellation of the enrollment of Michael Pitchlynn and the allotment selected in his name on August 24, 1904.

On June 22, 1905, J. W. Hocker, the administrator, advised the Commission to the Five Civilized Tribes that he would endeavor to secure evidence to show that Michael Pitchlynn was living on September 25, 1902, and present the same on July 10, 1905. On July 7, 1905, Mr. Hocker asked for a continuance of thirty days in this matter, which was granted him. On August 9, 1905, he again directed a communication to the Commissioner, in which he stated as follows:

"I wish to say that my investigation only tends to corroborate the findings of the Commission."

He alleges, however, that he was deceived in having the date of the death of Michael Pitchlynn misrepresented to him and that the true responsibility for the attempted fraud and deception rests upon the firm of Easton & Rowells, of Hugo, Indian Territory, who were directly concerned in the procurement of the affidavits to the date of the death of Michael Pitchlynn.

The record in this case was transmitted to the Department August 29, 1905, with the recommendation that the enrollment of Michael Pitchlynn and the allotment selected in his name be cancelled.

On October 5, 1905 ( I T D 12890-1905), the Department advised that the name of Michael Pitchlynn had been cancelled from

the approved roll; that the Indian Office had been authorized to cancel said name from the roll in the possession of that office; and authority was granted the Commissioner to the Five Civilized Tribes to cancel said name from the roll in the possession of this office; also to cancel the allotment of land selected for the estate of said Michael Pitchlynn, deceased.

In reporting on this case the attention of the Department is respectfully invited to the following instructions contained in Departmental letter of March 15, 1909 (File 5-51), relative to applications for restoration to citizenship status in the Five Civilized Tribes:

To provide a definite and well-settled plan of action, it is desired that in all such cases you immediately notify such parties that they will be allowed, within a reasonable time to be fixed by you, to submit such showing as they may choose to make for the purpose of establishing that their cases come within the said decision in the Goldsby case.

That they should have such opportunity seems advisable and proper in order that they may supply if possible any material facts known to them which may not be of record in your office."

Inasmuch as it appears that J. W. Hocker, the duly appointed administrator of the estate of Michael Pitchlynn, deceased, was given an opportunity to show cause why recommendation should not be made to the Secretary of the Interior for the cancellation of the enrollment of said Michael Pitchlynn, and it further appearing that the case concerning which this report is made is not analogous to that of John E. Goldsby, it is respectfully requested that this

office be advised as to whether or not notice should again be furnished the proper representative of the estate of Michael Pitchlynn, deceased, that he will be allowed to submit evidence in this case.

The communication of Mr. D. A. Gourick is returned herewith.

Respectfully,

Commissioner.

Through the Commissioner  
of Indian Affairs.

WHA  
McM 2/4

Muskogee, Oklahoma, June 23, 1909.

Mr. D. A. Gourick,  
Attorney at Law,  
Washington, D. C.

Sir:

You are hereby advised that on June 14, 1909, the Secretary of the Interior held that the Choctaw enrollment case of Michael Pitchlynn does not fall within the principles announced by the Supreme Court of the United States in its opinion of November 30, 1908, in the case of John B. Goldsby (211 U. S. 249) and declined to take action looking to the restoration of the name of said Michael Pitchlynn to the roll of citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner.

AB

1539

Anna Jefferson et al

Choc

AFFIDAVIT.

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United States America.

Indian Territory. S.S.

Central-----District.

I Odus Lynn Collins, do solemnly swear that on the 17th day of November 1903, legally married to Mrs. Anna L. Jefferson, whose address is South McAlester, Indian Territory and who is a citizen by blood of the Choctaw nation Indian Territory, at Shawnee, Ok. T., and

Wherefore, I do further prays that her maiden name Anna Jefferson be change to her marriage name as Anna Lynn Collins upon the records of the Commissions to the five civilized tribes.

Odus Lynn Collins

Sworn to and subscribed before me this 29 day of October 1904.

W. Hayes Fuller

Notary Public.

NOV - 11 1900

1904.

*W. Hayes Fuller*

Notary Public.



Choctaw 1539

Muskogee, Indian Territory, December 5, 1903.

L. Jake Collins,

South McAlester, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of December 1, asking if Malinda Jefferson, daughter of Joseph J. Jefferson, a citizen of the Chickasaw Nation, now deceased, and Annie Jefferson, a citizen of the Choctaw Nation, is enrolled as a citizen of the Choctaw or Chickasaw Nation.

In reply to your letter you are advised that Malinda Jefferson, daughter of Joe Jefferson, deceased, a citizen by blood of the Chickasaw Nation, and Anna Jefferson, a citizen by blood of the Choctaw Nation, has been enrolled by the Commission as a citizen by blood of the Choctaw Nation, and her enrollment as such has been approved by the Secretary of the Interior.

Respectfully,

*Tame Little*

Chairman.

7-1539

Waskogee, Indian Territory, November 2, 1904.

O'Dus Lynn Collins,

South McAlester, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of October 29, 1904, enclosing your affidavit relative to your marriage to Mrs. Anna Jefferson and on November 17, 1904, requesting that her name be changed upon our records from her former name of Jefferson to her present name of Collins.

In reply to your letter you are informed that your marriage to Anna Jefferson having taken place subsequent to September 25, 1902, the date of the ratification of the Act of Congress approved July 1, 1902, it is impracticable to comply with your request to have her name changed upon our records to her present married name of Collins.

The matter of the contest which has been instituted against Anna Jefferson referred to in your letter, has been made the subject of a separate communication.

Respectfully,

Chairman.

IN RE

Application for Enrollment of

INFANT CHILD.

*Geoff Jefferson*  
As a citizen of the  
*Rockaw*

Nation.

Approved *May 10 1899*

*[Signature]*

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVIL TRIBES.

FILED

*May 10 1899*

*[Signature]* CHAIRMAN.

1539  
1539

# Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of Joseph Jefferson, born on the 21<sup>st</sup> day of September, 1895.  
Name of father: Joe Jefferson, a citizen of the Chickasaw Nation.  
Name of mother: Anna Jefferson, a citizen of the Chickasaw Nation.  
Post Office: Leathand, I. T.

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Leathand District.

I, Anna Jefferson, on oath, state that I am 22 years of age and a  
citizen, by blood, of the Chickasaw Nation; that I am the  
lawful wife of Joe Jefferson, who is a citizen, by blood, of the  
Chickasaw Nation; that a male child was born to me on the 21<sup>st</sup> day  
of September, 1895; that said child has been named Joseph Jefferson,  
and is now living at home.

Subscribed and sworn to before me this 10<sup>th</sup> day of May, A.D., 1899.

A. S. McKinnon  
Commissioner Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Leathand District.

I, Mark Brazier, a Midwife, on oath, state that I  
attended on Mrs. Anna Jefferson, wife of Joe Jefferson,  
on the 21<sup>st</sup> day of September, 1895; that there was born to her on said date a male child;  
that said child is now living and is said to have been named Joseph Jefferson.

Subscribed and sworn to before me this 10<sup>th</sup> day of May, A.D., 1899.

A. S. McKinnon  
Commissioner Notary Public.

CHOCTAW.

IN RE

Application for Enrollment of

INFANT CHILD.

*Melinda Jefferson*

As a citizen of the

*Choctaw*

Nation.

Approved

*May 10 1899*

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

*May 10 1899*

CHAIRMAN

CHOCTAW.

1539

1539

# Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of Anna Jefferson, born on the 22<sup>nd</sup> day of March, 1895.

Name of father: Joe Jefferson, a citizen of the Chickasaw Nation.

Name of mother: Anna Jefferson, a citizen of the Chickasaw Nation.

Post Office:

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Chickasaw District.

I, Anna Jefferson, on oath, state that I am 22 years of age and a  
citizen, by blood, of the Chickasaw Nation; that I am the  
lawful wife of Joe Jefferson, who is a citizen, by blood, of the  
Chickasaw Nation; that a female child was born to me on the 26<sup>th</sup> day  
of March, 1899; that said child has been named Margaret Jefferson  
and is now living.

Subscribed and sworn to before me this 10<sup>th</sup> day of May, A.D. 1899.

A. S. McKinnon

Commissioner

Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Chickasaw District.

I, Rizzie Brazier, a midwife, on oath, state that I  
attended on Mrs. Anna Jefferson, wife of Joe Jefferson,  
on the 26<sup>th</sup> day of March, 1899; that there was born to her on said date a female child;  
that said child is now living and is said to have been named Margaret Jefferson.

Subscribed and sworn to before me this 10<sup>th</sup> day of May, A.D. 1899.

A. S. McKinnon  
Commissioner

Notary Public.

1540

Eddie Ervin et al

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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Record in the matter of the application for enrollment as  
a citizen by intermarriage of the Choctaw Nation of-

EDDIE E. ERVIN, 7-1540.  
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DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
ANTLERS, I.T. December 5, 1902.

7-1540

In the matter of the application of Eddie E. Ervin for enrollment as an inter-married citizen of the Choctaw Nation.

Eddie E. Ervin being sworn testified as follows:

Examination by the Commission:

- Q what is your name? A Eddie E. Ervin.  
Q How old are you? A Forty one.  
Q What is your post office address? A Grant.  
Q How long have you been a resident of the Choctaw Nation? A Ever since I was about 12 years old.  
Q Have you lived here continuously all that time? A Yes sir.  
Q Do you claim inter-married rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these rights? A Rudy Robuck, before she was married.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.  
Q Have her rights as such ever been disputed? A No sir.  
Q When were you married to Rudy Robuck? A About 12 years ago I think it was.  
Q Where was this marriage ceremony performed? A In Kiamitia County.  
Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you married in accordance with the Choctaw tribal laws? A Yes sir.  
Q Did you obtain a marriage license? A Yes sir.  
Q From whom did you get that license? A County Clerk of Kiamitia Co.  
Q How much did you pay for that license? A \$25.00 I think it was.  
Q Who performed the marriage ceremony? A Daniel Miller.  
Q A minister of the gospel? A Yes sir.  
Q Have you got your marriage license and certificate with you? A Yes sir.

There is offered in evidence marked "Exhibit A" and made a part of the record herein marriage license and certificate between E.E. Ervin and Rhoda Robuck.

- Q Is this Rhoda Robuck referred to in this marriage license and certificate the identical woman to whom you have referred as your wife? A Yes sir.

2-

- Q Were you evr married prior to your marriage to Rhoda Robuck? A No sir.  
Q Was she evr married previous to her marriage to yo? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation of any kind whatsoever? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

Henry G. Hains being sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings in the above case on December 5, 1902, and that this is a full, true and correct transcript of his stenographic notes in same

*Henry G. Hains*

Subscribed and sworn to before me this 31 day of December 1902.

*Charles H. Sawyer*

Notary Public.

*West*

7-1540.

"B.C." ✓

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES  
**FILED**  
DEC 9 1902



ACTING CHAIRMAN.

# MARRIAGE LICENSE.

To all whom these presents shall come, greeting know ye that I, in  
pursuance of an application of *Mr. C. C. Evin*  
a citizen of the United States for a license to marry *Miss*  
*Rhoda Rob. ck* a citizen of the Choctaw Nation the  
~~same~~ being in due form and satisfying the requirements of the laws of  
said Nation in reference to inter-marriage with non-citizens; and by  
virtue of the authority vested in me, do hereby issue this license for the  
above named parties to be joined together in matrimony

Witness my hand and official seal this *27th* day of

*January*

A.D. 18*90*

*A. J. Brown,*  
County Clerk,

CLERK OF THE COUNTY OF CHOCTAW, IN THE TERRITORY OF OKLAHOMA.

This is to certify that, I, in accordance with the above authority,  
have united Mr. *Mr. C. C. Evin* and  
*Miss Rhoda Rob. ck* the parties mentioned in the  
above license on this the *on a about the first day of February*  
*1890* *Joachim Miller M. G.*

Recorded Book

*121*

*pp. 260*

this

*3*

day of

*October*

*1897.*

*E. M. Covridge*  
*Circuit Clerk, 3rd*  
*district, Choctaw*  
*Nation*

*E. C. [illegible]*

200R  
LGD

7-1540

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

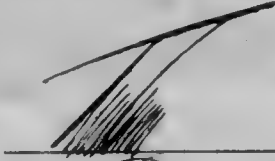
-----  
In the matter of the application for the enrollment of  
Eddie E. Ervin as a citizen by intermarriage of the Choctaw Nation.

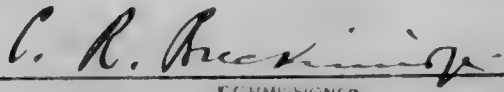
- D E C I S I O N -

It appears from the record herein that Eddie E. Ervin, on or about February 1, 1890, was married in accordance with the laws, customs and usages of the Choctaw Nation to Rudy Ervin (nee Robuck), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4320 upon the lists prepared by this Commission, under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Eddie E. Ervin should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
\_\_\_\_\_  
Chairman

  
\_\_\_\_\_  
COMMISSIONER

Muskogee, Indian Territory,

APR 29 1903

Choctaw-1540

CC

Muskogee, Indian Territory, April 29, 1903.

Eddie E. Ervin,

Grant, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*James D. Dwyer*  
Chairman.

Registered.

Enc. HCH 8.

COPY

Choctaw-1540

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Eddie E. Ervin for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tame Birt*  
Chairman.

Registered.

Enc. HGH 8a.

IN RE  
Application for Enrollment of  
INFANT CHILD.

*David E. ...*

As a citizen of the

*Lockman*

Nation.

Approved

*May 17*

1899

*[Signature]*

Commissioner.

FILED  
MAY 17 1899

FILED

MAY 17 1899

*[Signature]*

CHARTMAN.

CHARTMAN.

1740

1740



# Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of David Ervin, born on the 14<sup>th</sup> day of May, 1891.  
Name of father: Ed Ervin, a citizen of the Choctaw Nation.  
Name of mother: Rudy Ervin, a citizen of the Choctaw Nation.  
Post Office: Grant St

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Central District.

I, Rudy Ervin, on oath, state that I am 24 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of Ed Ervin, who is a citizen, by Marriage, of the Choctaw Nation; that a Male child was born to me on the 14<sup>th</sup> day of May, 1891; that said child has been named David Ervin, and is now living.

Subscribed and sworn to before me this

15<sup>th</sup> day of

May, 1899  
B. A. Nelson

Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Central District.

I, Lucy Culbert, a midwife, on oath, state that I attended on Mrs. Rudy Ervin, wife of Ed Ervin, on the 14<sup>th</sup> day of May, 1891; that there was born to her on said date a Male child; that said child is now living and is said to have been named David Ervin.

Subscribed and sworn to before me this

15<sup>th</sup> day of

May, 1899  
B. A. Nelson

Notary Public.

IN RE

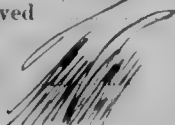
Application for Enrollment of  
INFANT CHILD.

*Therence Ennis*

As a citizen of the

*Cherokee* Nation.

Approved *MAY 11 1902* 1

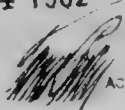


Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**

MAY 14 1902



ACTING CHAIRMAN.

## Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
 of *Lorance Erwin*, born on the *9* day of *April*, 190*2*.  
 Name of father: *Eddie E Erwin*, a citizen of the *Choctaw* Nation.  
 Name of mother: *Rudy Erwin*, a citizen of the *Choctaw* Nation.  
 Post Office: *...*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*...* District.

I, *Rudy Erwin*, on oath, state that I am *30* years of age and a  
 citizen, by *blood*, of the *Choctaw* Nation; that I am the  
 lawful wife of *Eddie E Erwin* who is a citizen, by *marriage*, of the  
*Choctaw* Nation; that a *male* child was born to me on the *9* day  
 of *April*, 190*2*; that said child has been named *Lorance Erwin*,  
 and is now living.

Subscribed and sworn to before me this *12* day of *May*, 190*2*

*D. O. Harwood*  
 Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*...* District.

I, *Lucy Colbert*, a *Midwife*, on oath, state that I  
 attended on Mrs. *Rudy Erwin*, wife of *Eddie E Erwin*,  
 on the *9* day of *April*, 190*2*; that there was born to her on said date a *male* child;  
 that said child is now living and is said to have been named *Lorance Erwin*.

Subscribed and sworn to before me this *12* day of *May*, 190*2*

*D. O. Harwood*  
 Notary Public.

*Attest*  
*N. W. Plumbly*  
*J. W. Plumbly*

*Abraut J. T.*

123

IN RE  
Application for Enrollment of  
INFANT CHILD.

*Charlie S. Smith*

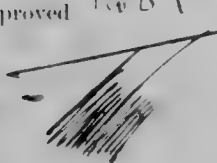
As a citizen of the

*State of New York*

Nation.

Approved *Nov 25*

*1899*



Commissioner.

COMM.

FILED

Nov 1899

CHAIRMAN.

1540

1540

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Louis Emin, born on the 11<sup>th</sup> day of Sept, 1899.  
Name of father: Ed. E. Emin, a citizen of the Choctaw Nation.  
Name of mother: Rudy Emin, a citizen of the Choctaw Nation.  
Post Office: Wint St

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Central District.

I, Rudy Emin, on oath, state that I am 26 years of age and a  
citizen, by blood, of the Choctaw Nation; that I am the  
lawful wife of Ed. E. Emin who is a citizen, by adoption, of the  
Choctaw Nation; that a male child was born to me on the 11<sup>th</sup> day  
of Sept, 1899; that said child has been named Louis Emin  
and is now living.

Subscribed and sworn to before me this

10<sup>th</sup> day of

Oct

, 1899.

B. A. McBrown

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Central District.

I, Lucy Colbert, a midwife, on oath, state that I  
attended on Mrs. Rudy Emin, wife of Ed. E. Emin  
on the 11<sup>th</sup> day of Sept, 1899; that there was born to her on said date a male child;  
that said child is now living and is said to have been named Louis Emin.

Subscribed and sworn to before me this

10<sup>th</sup> day of

Oct

, 1899.

B. B. McBrown

Notary Public.

Muskogee, Indian Territory, May 14, 1902.

Eddie E. Ervin,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Florence Ervin, infant daughter of Eddie E. and Rudy Ervin, born April 9, 1902, and the same being in proper form has been duly filed with the records of the Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

1541

Viola Ervin

Choc

EMPTY

1542

James H. Law et al

Choc

Refused Feb 6, 1907

Copy of Decision Forwarded Applicant Feb 6, 1907

Notice of Departmental Action mailed Applicant April 13, 1907



BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of James H. Law as a citizen by intermarriage of the Choctaw Nation, Choctaw Field No. 1542.

-----

We hereby request, on behalf of the Choctaw and Chickasaw Nations, that final decision in this case be postponed until final decision by the Choctaw and Chickasaw Citizenship Court in the case of Preston Early, et al., vs. Choctaw and Chickasaw Nations, No. 64 on the South McAlester Docket, in which the said court will decide the question of the citizenship rights by intermarriage, if any, of those white persons who intermarried with citizens by blood of the Choctaw Nation not in accordance with the tribal laws, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

Mansfield, McMurray & Cornish  
Attorneys for the Choctaw and Chickasaw Nations.

January 23, 1904.

Indorsed:

Choctaw 1542.

In the matter of the enrollment of James H. Law as an intermarried citizen of the Choctaw Nation.

Department of the Interior,  
Commission to the Five Civilized  
Tribes.

Filed Feb. 6, 1904.  
Tams Bixby, Chairman.

PROTEST of  
Choctaw and Chickasaw Attorneys.

-----  
Protest overruled by Department.  
-----

Muskogee, Indian Territory, February 1, 1905.

Cora Law,

Hugo, Indian Territory.

Dear Madam:

Your letter of January 21, 1905, addressed to the United States Indian Agent has been by him referred to the Commission for consideration and appropriate action. Therein you ask if you will be permitted to make selection of land for your husband James H. Law.

In reply to your letter you are informed that it appears from our records that James H. Law is an applicant to the Commission for enrollment as a citizen of the Choctaw Nation, but before further consideration can be given his application it will be necessary for him to appear in person before the Commission at its office in Muskogee, Indian Territory, for the purpose of testifying relative to his intermarried status on September 25, 1902. Personal appearance should be made at the earliest practicable date in order that disposition may be made of this application.

Pending his enrollment by the Commission and the approval thereof by the Secretary of the Interior no selection of allotment can be made in behalf of your husband James H. Law.

Respectfully,

Chairman.

7-1542.

Muskogee, Indian Territory, October 17, 1905.

Cora W. Law,

Goodland, Indian Territory.

Dear Madam:

You are hereby notified that before any further action can be taken in the matter of the application for the enrollment of your husband, James H. Law, as a citizen by intermarriage of the Choctaw Nation, it will be necessary for him to appear at the office of the Commissioner to the Five Civilized Tribes at Muskogee, Indian Territory, and give testimony relative to his status as such intermarried citizen on September 25, 1902.

This matter should receive his immediate attention.

Respectfully,

Commissioner.

7-1542.

Muskogee, Indian Territory, February 24, 1906.

James H. Law,

c/f Cora L. Law,

Hugo, Indian Territory.

Dear Sir:

You are hereby notified that before any further action can be taken in the matter of your application for enrollment as a citizen by intermarriage of the Choctaw nation, ~~it will be necessary for you to appear at the office of the~~ Commissioner to the Five Civilized Tribes at Muskogee, Indian Territory, and give testimony relative to your intermarried status on September 25, 1902.

It will be necessary, however, before such testimony can be heard that notice of such appearance be served upon Mansfield, McMurray & Cornish of South McAlester, Indian Territory, the attorneys for the Choctaw and Chickasaw Nations.

Respectfully,

Acting Commissioner.

7-1542.

Muskogee, Indian Territory, April 5, 1906.

Cora L. Law,

Hugo, Indian Territory.

Dear Madam:

You are hereby notified that before any further action can be taken in the matter of the application for the enrollment of your husband, James H. Law, as a citizen by intermarriage of the Choctaw Nation, it will be necessary for him to appear at the office of the Commissioner to the Five Civilized Tribes at Muskogee, Indian Territory, and give testimony relative to his intermarried status on September 25, 1902.

It will be necessary, however, before such testimony can be heard that notice of said appearance be served upon Mansfield, McMurray & Cornish, of South McAlester, Indian Territory, the attorneys for the Choctaw and Chickasaw Nations.

In case your husband has died since the date of his application, you are requested to furnish this office with proof of his death, and for this purpose there is enclosed you herewith a blank proof of death which you are requested to have filled in, returning the same to this office at the earliest possible date.

An envelope requiring no postage is enclosed herewith for reply.

Respectfully,

Encl. D.A -Env.

Acting Commissioner.

7-1542  
O.L.J.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

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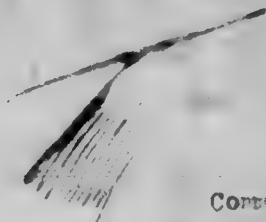
In the matter of the application for the enrollment of  
James H. Law as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N .

It appears from the census card record in this case that  
on May 10, 1899, application was made to the Commission to the  
Five Civilized Tribes for the enrollment of James H. Law as a citi-  
zen by intermarriage of the Choctaw Nation.

Although ample opportunity has been afforded said appli-  
cant to show by satisfactory evidence that he is entitled to enroll-  
ment as a citizen by intermarriage of the Choctaw he has failed to  
do so.

I am, therefore, of the opinion that following the ruling  
of the Department of January 14, 1907, in the case of Thad Smith  
(I.T.D. 40-1907), the application for the enrollment of James H.  
Law as a citizen by intermarriage of the Choctaw Nation, should be  
denied, under the provisions of the Act of Congress approved June  
28, 1898 (30 Stats., 495), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 6 1907

7-1542.

COPY

Muskogee, Indian Territory, February 6, 1907.

Cora Law,

Hugo, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 6, 1907, denying the application for the enrollment of James H. Law as a citizen by the marriage of the one to the other.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered.

Incl. 7-1542.

7-1542

COPY

Muskogee, Indian Territory, February 6, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 6, 1907, denying the application for the enrollment of James H. Law as a citizen by intermarriage of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamc Bixby*  
Commissioner.

Incl. 7-1542.



COPY  
Muskogee, Indian Territory, February 6, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the latter of the application for the enrollment of James H. Law as a citizen by intermarriage of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated February 6, 1907, denying said application.

Respectfully,

SIGNED *Tams Bixby*  
Commissioner.

2 Incl. 7-1542

Through the  
Commissioner of Indian Affairs.

D. C. 12853-1907.  
LRS.

JP.  
FH.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 4, 1907.

I. T. D.

6124, 6146, 6152, 6158, 6170-07.  
6192, 6992, 7002, 7266, 7270- "  
7294, 7126, 7344, 7366, 7374- "  
7376, 7380, 7392, 7404, 7410- "  
7414, 7418, 7442, 7472, 7478- "  
7486, 7490, 7526, 7548, 7560- "  
7552, 7554, 7556, 7558, 7594- "  
7552, 7554, 7666, 7678, 7680- "  
7684, 7686, 7696, 7698, 7706- "  
7716, 7724, 7728, 7734- "

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskegee, Indian Territory.

Sir:

Your decisions in the following Chectaw enrollment cases  
adverse to the applicants are hereby affirmed, viz:

Title of Case.	Date of your letter of transmittal.
Alex and Lee T. Lewis (Freedmen)	February 14, 1907.
Cora Bailey (Freedman)	February 13, 1907.
Virginia and Dave Colbert (Freedmen)	February 12, 1907.
Stella Warlow	February 10, 1907.
Joanna Pollock, et al.,	December 24, 1906.
Ulysis and Sydney Frazier (Freedmen)	February 14, 1907.
Annie and Daniel Carter (Freedmen)	February 14, 1907.
Margie Hall (Freedman)	February 16, 1907.
Lavera Perry (Freedman)	February 7, 1907.
Willie and Bonnie Roberts	February 6, 1907.
Clarence Vails	February 7, 1907.
Beatrice and Maudie Jeffres (Freedmen)	February 11, 1907.
L. V. Rhoades, et al.,	February 14, 1907.
Alreoner Pitchlynn (Freedman)	February 11, 1907.
Henry and Winnie Reed (Freedmen)	February 11, 1907.
Vivian V. and Clyde Parks	February 11, 1907.
Marvin Clifford Henley	February 7, 1907.
Blanche W. Stark, et al.,	February 20, 1907.

Title of Case.	Date of your letter of transmittal.
James H. Law, (Intermarried)	February 6, 1907.
Hell Serna (Miss. Choc.)	February 7, 1907.
David and Mariadell Powell (Freedmen)	February 7, 1907.
Sammie Blunt (Freedman)	February 7, 1907.
Clara and Annie Perry (Freedmen)	February 21, 1907.
Robert Thompson (Freedman)	February 21, 1907.
Washington and Hester Anthony (Freedmen)	February 21, 1907.
Ann and Emmett Walzen (Freedmen)	February 21, 1907.
Joe Wilson (Freedman)	February 20, 1907.
Blanch Johnson (Freedman)	February 16, 1907.
Theresa May Everett (Miss. Choc.)	February 23, 1907.
Viola Warrior (Freedman)	February 21, 1907.
Killa Tolson, et al., (Freedman)	February 21, 1907.
Edward Johnson (Freedman)	February 21, 1907.
Allie May and Anes Williams (Freedmen)	February 21, 1907.
John Ford, et al.,	January 24, 1907.
Frank P. Korman (Intermarried)	February 21, 1907.
Marion James Robins (Freedman)	January 16, 1907.
William C. York, et al.,	February 23, 1907.
William S. Watters, et al.,	February 21, 1907.
Charley Bragg (Freedman)	February 25, 1907.
Hattie Marie Stewart, et al.,	February 18, 1907.
Robert McCreary (Freedman)	February 21, 1907.
George Chatman (Freedman)	February 19, 1907.
Louisa Perry (Freedman)	February 26, 1907.
John Albert Pautsky	February 26, 1907.
Nancy T. and Theresa McFarly	February 26, 1907.
Father Throcky,	February 26, 1907.
Albert and Ermer Riggs (Freedmen)	February 26, 1907.
Helling McViney, et al., (Freedman)	February 26, 1907.

Copies of Indian Office letters submitting your reports  
and recommending that the decisions be approved, are inclosed.

A copy hereof and all the papers in the above-mentioned  
cases have been sent to the Indian Office.

Respectfully,

R. A. Hitchcock,

Secretary.

48 inc. and  
98 for Ind. Of. with  
copy hereof.

ATC,  
1907.

Refer in reply to the following.

-Copy-

DEPARTMENT OF THE INTERIOR,

Land.

OFFICE OF INDIAN AFFAIRS,

13715-1907.

WASHINGTON.

D. C. 12853

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 6, 1907, transmitting the record relative to the application for enrollment of James H. Law as a citizen by intermarriage of the Choctaw Nation. On February 6, 1907, the Commissioner held that the applicant was not entitled to enrollment.

The decision of the Commissioner has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

J. P. B. -NL

7-1542

Muskogee, Indian Territory, April 13, 1907.

Cora Law,

Hugo, Indian Territory.

Dear Madam:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 6, 1907, denying the application for the enrollment of James H. Law as a citizen by intermarriage of the Choctaw Nation.

Respectfully,

*Geo. D. Rodgers.*  
Acting Commissioner.

7-1542

Muskogee, Indian Territory, April 13, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907,  
the Secretary of the Interior affirmed the decision of the  
Commissioner to the Five Civilized Tribes, rendered February  
6, 1907, denying the application for the enrollment of  
James H. Law as a citizen by intermarriage of the Choctaw  
Nation.

Respectfully,

*Geo. W. Rodgers.*

Acting Commissioner.

Muskogee, Indian Territory, February 27, 1903.

James H. Law,

Goodland, Indian Territory.

Dear Sir:

It is the present intention of the Commission to establish land offices in the Choctaw and Chickasaw nations April 1, 1903. The act of Congress approved July 1, 1902, provides:

"No person whose name does not appear upon the rolls as herein provided shall be entitled in any manner to participate in the distribution of the common property of the Choctaw and Chickasaw tribes."

It will be necessary, before your right to enrollment as an intermarried citizen of the Choctaw Nation can be determined, that you appear before the Commission and testify as to your status on September 25, 1902.

For this purpose the Commission has made an appointment at Atoka, Indian Territory, March 10 to 13, 1903, and you should personally appear at this place on one of the above dates for the purpose herein indicated. No further action can be taken relative to the determination of your right to enrollment until this testimony is received.

Respectfully,

Chairman.

Choctaw 1542

Wetumpka, Indian Territory, February 10, 1904.

James W. Law,

Geotland, Indian Territory,

Dear Sir:

You are hereby advised that under direction of the Secretary of the Interior of November 15, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations dated January 23, 1904, no further action will be taken relative to your enrollment as an intermarried citizen of the Choctaw Nation until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.



Choctaw-1542.

Muskogee, Indian Territory, August 11, 1904.

James H. Law,  
Goodland, Indian Territory.

Dear Sir:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it will be necessary before your rights as such citizen can be determined for you to ~~appear in person before the Commission to testify as to your~~ intermarried status on September 25, 1904.

Such appearance may be made before the Commission at its office at Muskogee, Indian Territory at any time; or at the Choctaw Land Office, Atoka, Indian Territory, September 6-7, 1904; or at the Chickasaw Land Office, Tishomingo, Indian Territory, September 8-9, 1904.

Respectfully,

Commissioner in Charge.

7-1542.

Muskogee, Indian Territory. November 3, 1904.

James H. Law,

Goodland, Indian Territory.

Dear Sir:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, you have been, several times, advised, and you are again advised, that, before your rights, if any, as such citizen can be determined, it will be necessary for you to appear before the Commission, at its office in Muskogee, Indian Territory, to testify as to your intermarried status on September 25, 1902.

This appearance should be made as early as possible.

Respectfully,

Chairman.

Diet. F.P.B.

7-1542.

Muskogee, Indian Territory, February 24, 1906.

James H. Law,

Goodland, Indian Territory.

Dear Sir:

You are hereby notified that before any further action can be taken in the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it will be necessary for you to appear at the office of the Commissioner to the Five Civilized Tribes at Muskogee, Indian Territory, and give testimony relative to your intermarried status on September 25, 1902.

It will be necessary, however, before such testimony can be heard that notice of such appearance be served upon Mansfield, McMurray & Cornish of South McAlester, Indian Territory, the attorneys for the Choctaw and Chickasaw Nations.

Respectfully,

Acting Commissioner.

7-1542.

Muskogee, Indian Territory, April 5, 1906.

Cora L. Law,

Goodland, Indian Territory.

Dear Madam:

You are hereby notified that before any further action can be taken in the matter of the application for the enrollment of your husband, James H. Law, as a citizen by intermarriage of the Choctaw Nation, it will be necessary for him to appear at the office of the Commissioner to the Five Civilized Tribes at Muskogee, Indian Territory, and give testimony relative to his intermarried status on September 25, 1902.

It will be necessary, however, before such testimony can be heard that notice of said appearance be served upon Mansfield, McMurray & Cornish, of South McAlester, Indian Territory, the attorneys for the Choctaw and Chickasaw Nations.

In case your husband has died since the date of his application, you are requested to furnish this office with proof of his death, and for this purpose there is enclosed you herewith a blank proof of death which you are requested to have filled in, returning the same to this office at the earliest possible date.

An envelope requiring no postage is enclosed herewith for reply.

Respectfully,

Encl. D A - Env.

Acting Commissioner.

D. C. 12853-1907.  
LRS.

JLJ  
PH.

DEPARTMENT OF THE INTERIOR,

I. T. D.

WASHINGTON. March 4, 1907.

6124, 6146, 6152, 6158, 6170-07.  
6192, 6992, 7002, 7266, 7270- "  
7294, 7326, 7344, 7366, 7374- "  
7376, 7380, 7392, 7404, 7410- "  
7414, 7418, 7442, 7472, 7478- "  
7486, 7490, 7526, 7548, 7550- "  
7552, 7554, 7556, 7558, 7594- "  
7582, 7634, 7666, 7678, 7680- "  
7684, 7686, 7696, 7698, 7708- "  
7716, 7724, 7728, 7734- "

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw enrollment cases  
adverse to the applicants are hereby affirmed, viz:

Title of Case.	Date of your letter of transmittal.
Alex and Lee C. Lewis (Freedmen)	February 14, 1907.
Cora Bailey (Freedman)	February 13, 1907.
Virginia and Dave Colbert (Freedmen)	February 12, 1907.
Stella Varlow	February 15, 1907.
Jeanna Pollock, et al.,	December 24, 1906.
Olysis and Sydney Frazier (Freedmen)	February 14, 1907.
Annie and Panier Carter (Freedmen)	February 14, 1907.
Margie Hall (Freedman)	February 16, 1907.
Lavera Perry (Freedman)	February 7, 1907.
Willie and Rennie Roberts	February 6, 1907.
Clarence Vails	February 7, 1907.
Beatrice and Maudie Jeffree (Freedmen)	February 11, 1907.
L. P. Rhoades, et al.,	February 14, 1907.
Alrener Pitchlynn (Freedman)	February 11, 1907.
Henry and Winnie Reed (Freedmen)	February 11, 1907.
Vivian V. and Clyde Parks	February 11, 1907.
Marvin Clifford Hanley	February 7, 1907.
Blanche W. Stark, et al.,	February 20, 1907.

Title of Case.	Date of your letter of transmittal.
James W. Law, (Intermarried)	February 4, 1907.
Pell Serna (Miss. Choc.)	February 7, 1907.
David and Mariadell Powell (Freedmen)	February 7, 1907.
Fannie Blunt (Freedman)	February 7, 1907.
Clara and Annie Perry (Freedmen)	February 21, 1907.
Robert Thompson (Freedman)	February 21, 1907.
Washington and Hester Anthony (Freedmen)	February 21, 1907.
Ann and Emmett Valzen (Freedmen)	February 21, 1907.
Dee Wilson (Freedman)	February 20, 1907.
Blanch Johnson (Freedman)	February 16, 1907.
Luvana May Everett (Miss. Choc.)	February 23, 1907.
Viola Warrior (Freedman)	February 21, 1907.
Ella Polson, et al., (Freedman)	February 21, 1907.
Edward Adamson (Freedman)	February 21, 1907.
Allie May and Aree Williams (Freedmen)	February 21, 1907.
John Ward, et al.,	January 23, 1907.
Frank P. Norman (Intermarried)	January 24, 1907.
Varion James Robins (Freedman)	February 21, 1907.
William C. York, et al.,	February 21, 1907.
William C. Winters, et al.,	January 16, 1907.
Charley Prance (Freedman)	February 13, 1907.
Mattie Marie Stewart, et al.,	February 21, 1907.
Robert McCoy (Freedman)	February 23, 1907.
George Chatman (Freedman)	February 18, 1907.
Louisa Perry (Freedman)	February 21, 1907.
John Albert Pautsky	February 19, 1907.
Nancy T. and Thureax McPartly	February 26, 1907.
Father Thacker,	February 26, 1907.
Albert and Elmer Piggas (Freedmen)	February 26, 1907.
Helling McKinney, et al., (Freedman)	February 26, 1907.

Copies of Indian Office letters submitting your reports and recommending that the decisions be approved, are inclosed.

A copy hereof and all the papers in the above-mentioned cases have been sent to the Indian Office.

Respectfully,

E. A. Hitchcock,

Secretary.

48 inc. and  
98 for Ind. Of. with  
copy hereof.

APMc,  
FEB 7.

Refer in reply to the following.

-Copy-

Land.

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

13715-1907.

WASHINGTON.

D. C. 12853

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Fixby, dated February 6, 1907, transmitting the record relative to the application for enrollment of James H. Law as a citizen by intermarriage of the Choctaw Nation. On February 6, 1907, the Commissioner held that the applicant was not entitled to enrollment.

The decision of the Commissioner has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

J. P. R. -NL

-Copy-

REFER IN REPLY TO THE FOLLOWING:

Land.  
13715-1907

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON. March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 6, 1907, transmitting the record relative to the application for enrollment of James H. Law as a citizen by intermarriage of the Choctaw Nation. On February 6, 1907, the Commissioner held that the applicant was not entitled to enrollment.

The decision of the Commissioner has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

J.P.B. - NL



Dep. of the Interior,  
RECORDS

MAN. 1007

Sec. No. 1007  
Indian Title 1007

12858

1543

Joel

Oakes

et al

Choc

---

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----  
Record in the matter of the application for enrollment as  
a citizen by intermarriage of the Choctaw Nation of-

JOSEPHINE E. OAKES, 7-1543.  
-----

This is to certify that I have this day  
visited in the bonds of matrimony Mr  
Aoch & Ochs and Miss Josephine L  
- according to the Law of the Choc-  
-aw Nation

My  
this the 1<sup>st</sup> day of Jan 1881

Supreme Judge  
J. W. ~~Seaton~~  
C. W.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, Indian Territory, December 3rd, 1902.

Choctaw 1343.  
Intermarried.

In the matter of the application of Josephine E. Oakes  
for enrollment as an intermarried citizen of the Choctaw Nation.

Josephine E. Oakes, having been first duly sworn, upon  
her oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Josephine E. Oakes.  
Q How old are you? A Forty.  
Q What is your post office address? A Hugo, Indian Territory.  
Q How long have you been a resident of the Choctaw Nation? A Twenty six years.  
Q Have you lived here continuously for the past twenty six years?  
A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim these rights? A Joel Oakes.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have his rights to enrollment ever been disputed? A No sir.  
Q When were you married to Joel Oakes? A In 1878.  
Q Where was the marriage ceremony performed? A At Goodwater.  
Q At that time were both you and your husband residents of the Choctaw Nation? A Yes sir.  
Q Who performed the marriage ceremony? A Joel Everidge, the old man; Mr Oakes' uncle.  
Q Was he an officer of the nation? A Supreme Judge.  
Q Were you married under a license? A No sir.  
Q Were you ever married before your marriage to Joel Oakes? A No sir.  
Q Was he ever married before his marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

--300--

Harry C Risteen, being first duly sworn, upon his oath states:  
That as stenographer to the Commission to the Five Civilized Tribes  
he reported in full all proceedings had in the above entitled cause  
on the 3rd day of December, 1902, and that the above and foregoing  
is a full, true and correct transcript of his stenographic notes of  
said proceedings on said date.

*Harry C Risteen*

Subscribed and sworn to before me this 22 day of January 1903.

*Charles H. Sawyer*

Notary Public.

*West*

LGD

7-1543

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

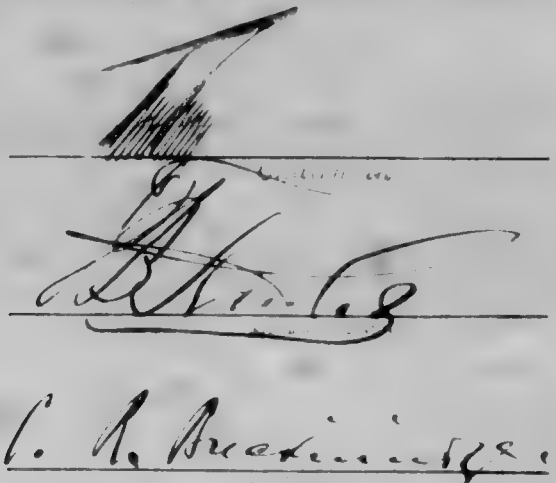
In the matter of the application for the enrollment of Josephine E. Oakes as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

It appears from the record herein that Josephine E. Oakes, on January 1, 1878, was lawfully married to Joel Oakes, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4328 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Josephine E. Oakes should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
C. A. Brantley

Muskogee, Indian Territory,

APR 29 1903

Choctaw-1543

COPY

Muskogee, Indian Territory, April 29, 1903.

Josephine E. Oakes,

Hugo, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nation have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED,

*Tame Bixby.*  
Chairman.

Registered.

Enc. HQH 9.

COPY.

Choctaw-1543

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,  
Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Josephine E. Oakes for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,  
J. H. HENRY

*James Henry*  
Chairman.

Registered.

Enc. HGH 9a.



DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record herein is in the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of  
THOMAS L. McCLIDE. 7-D-635.

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
CO MUSKOGEE; I. T. JUNE 17, 1901.

---O---

In the matter of the application of Thomas Lee McBride for enrollment as an intermarried citizen of the Choctaw Nation. Thomas Lee McBride, being first duly sworn, testified as follows:

Examination by the Commission:

- Q What is your name? A Thomas Lee McBride.  
Q What is your age? A I will be 31 the last day of July.  
Q What is your post office address? A Goodland.  
Q Indian Territory? A Yes sir.  
Q How long have you resided in the Choctaw Nation?  
Q About three years this last April.  
Q Maintained a continuous residence during that length of time?  
A Yes sir.  
Q Where did you live before that time? A Paris, Texas.  
Q What is your father's name? A Thomas.  
Q He living? A No sir.  
Q What is your mother's name? A Mary.  
Q Is she living? A No sir, she is dead.  
Q Were they both white people? A Yes sir.  
Q And they were citizens of the United States? A Yes sir.  
Q Are you a citizen of the United States? A Yes sir.  
Q Have you ever made any claim to Indian citizenship by blood?  
A No sir.  
Q You are making application for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.  
Q Through whom do you claim your right? A Through my wife.  
Q What was her name? A Florence Virginia Oakes.  
Q How old is she? A 20 Years.  
Q What is her father's name? A Joel Oakes.  
Q What was her mother's name? A Josephine Eunice Oakes.  
Q Is your wife a citizen by blood of the Choctaw Nation?  
A Yes sir.  
Q Recognized as such by the tribal authorities, do you know?  
A Yes sir.  
Q Has she been listed for enrollment by this Commission?  
A Yes sir.

The records of the Commission examined and the name of Florence V. Oakes, 18 years of age, and the daughter of Josephine E. and Joel Oakes, appears upon Choctaw roll card, field No. 1543.

Her name also appears upon the 1896 Choctaw Census Record, page 253, No. 9970.

- Q Has your wife always been a resident of the Choctaw Nation?  
A Yes sir.  
Q She was such resident when you married her? A Yes sir.  
Q Was you married to her under a Choctaw license? A Yes sir.  
Q To what county in the Choctaw Nation does she belong?  
A Kiamitia County.  
Q By whom were you married? A J. P. Gibbons, Minister.  
Q Minister of the Gospel? A Yes sir.  
Q Have you your marriage license and certificate? A Yes sir.  
Q Do you desire to offer the same in evidence? A Yes sir.

There is offered in evidence, filed and made a part of the records in this case the marriage license issued by G. W. Oakes, County Clerk of Kiamitia County, Choctaw Nation, to T. L. McBride to marry Florence Virginia Oakes, dated June 11, 1901; also the certificate of T. L. McBride, Minister of the Gospel at

T. L. McBride---2---

ificate of J. P. Gibbons, a Minister of the Gospel, as to the marriage of T. L. McBride to Florence Virginia Oakes, on the 12th day of June, 1901: said marriage license and certificate being duly recorded on the 15 day of June, 1901, with the records of Kiamitia County, Choctaw Nation, Book 8, Page 376.

There is also offered in evidence and filed and made a part of the records in this case, a petition for Choctaw marriage license signed by ten citizens of the Choctaw Nation; also a receipt for \$100 for marriage license fee, signed G. W. Oakes, County Clerk of Kiamitia County, dated June 11, 1901.

Q Were you ever married before to this woman? A No sir.

Q The only marriage ceremony that was ever performed between yourself and Florence Virginia Oakes was under this license?

A Yes sir.

Q How much did you pay for this license? A \$100.

Q You have never been recognized in any manner as a citizen of the Choctaw Nation? A No sir.

Q Never been admitted to citizenship by the Choctaw tribal authorities, or by the Commission to the Five Civilized Tribes, or the United States Court for the Indian Territory? A No sir.

The decision of the Commission as to your application for enrollment as an intermarried citizen of the Choctaw Nation, will be mailed to you in writing at your present post office address.

-----0-----

Kate DeBord, being first duly affirmed, states that as stenographer to the Commission to the Five Civilized Tribes, she reported in full all proceedings had in the above entitled cause on the 17th day of June, 1901, and that the above and foregoing is a full, true, and correct transcript of her stenographic notes of said proceedings on said date.

Kate DeBord

Subscribed and affirmed to before me this 18 day of June, 1901.

James S. Dodson  
Notary Public.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 4th, 1902.

Choctaw D-636  
Intermarried

-----oOo-----

In the matter of the application of Thomas Lee McBride for enrollment as an intermarried citizen of the Choctaw Nation.

Thomas Lee McBride being first duly sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Thomas Lee McBride.  
Q How old are you? A Thirty-one.  
Q What is your post office address? A Hugo.  
Q How long have you lived in the Choctaw Nation? A About nine years.  
Q Have you lived here continuously for the past nine years?  
A Excepting one month.  
Q When was that? A That was in - - I believe it was in '97.  
Q Lived here all the time with that exception? A With that exception, yes sir. With the exception of the one month I worked in Paris, Texas, with that exception I was at Goodland and Hugo together.  
Q The last time you were before this Commission in 1891 did you not state that you had lived here three years at that time?  
A I don't remember, I don't know, I may be mistaken in the time; I went to work for Mr. Springs, I forget - -I believe it was in '94, I don't remember just for sure.  
Q You have been in the Nation ever since that time with the exception of one month? A Yes sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim?  
A Florence Virginia Oakes is her full name.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have her rights to enrollment ever been disputed? A No sir, not that I know of.  
Q When were you married to Florence Oakes? A In June, 1901.  
Q Where was this marriage ceremony performed? A At her father's house - -at her parents' home.  
Q In the Choctaw Nation? A Yes sir.  
Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you married in accordance with the Choctaw Tribal law?  
A Yes sir.  
Q Did you obtain a marriage license? A Yes sir.

Thomas Lee McBride-----2

- Q From whom did you get that license? A From the county judge of Kiamitia county.
- Q How much did you pay for the license? A \$100.00
- Q Who performed the marriage ceremony? A Parson Givens.
- Q Were you ever married before your marriage to Florence Oakes?
- A No sir.
- Q Was she ever married before your marriage to her? A No sir.
- Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.
- Q There has been no separation of any kind whatsoever?
- A No sir.
- Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.
- 

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 4th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

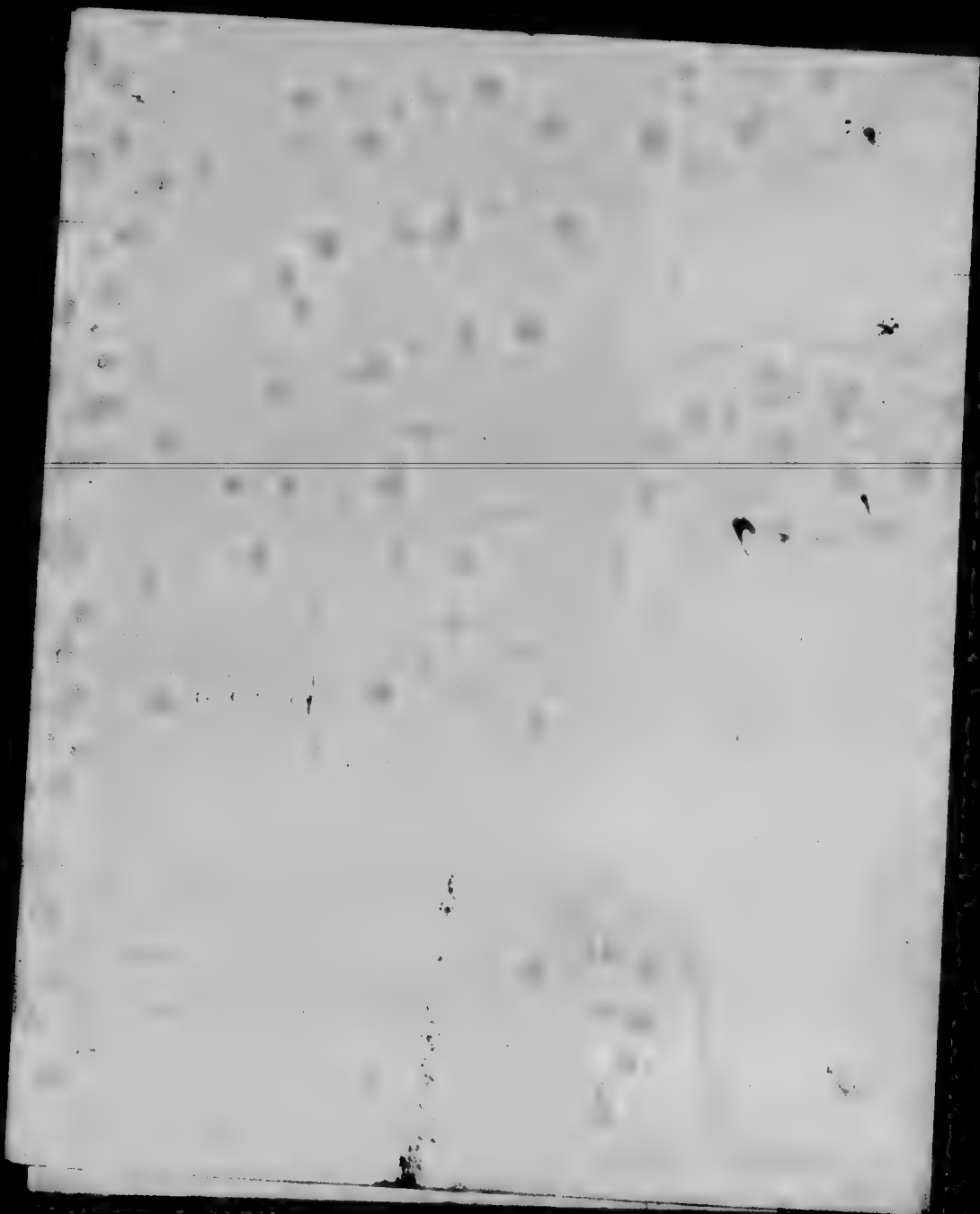
*Albert G. McMillan*

Subscribed and sworn to before me this 20 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

*Wes*



Chorizanthe

John C. Long, Secretary

1894

to

1. The first part of the document is a list of names and dates, which appears to be a record of some kind. The names are written in a cursive script, and the dates are in a more formal, printed style. The list is organized into two columns, with names on the left and dates on the right.

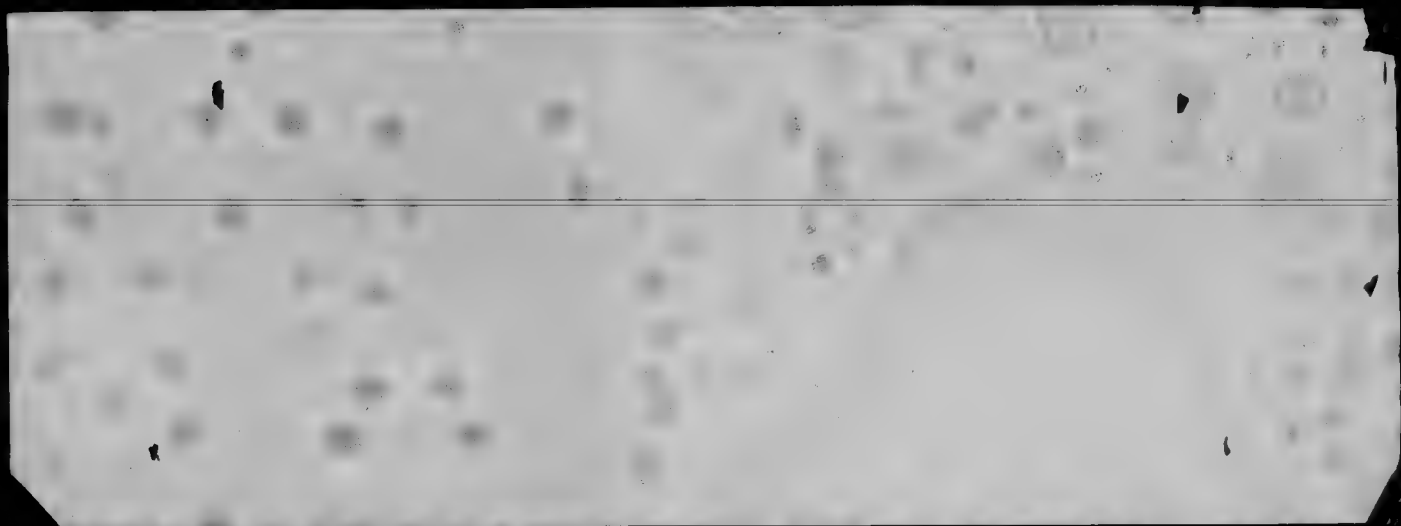
2. The second part of the document is a series of handwritten notes or entries. These are written in a cursive script and are organized into a list format. Each entry appears to be a separate item, possibly a name or a date, followed by a description or a note.

3. The third part of the document is a series of handwritten notes or entries, similar to the second part. These are also written in a cursive script and are organized into a list format. Each entry appears to be a separate item, possibly a name or a date, followed by a description or a note.

4. The fourth part of the document is a series of handwritten notes or entries, similar to the previous parts. These are also written in a cursive script and are organized into a list format. Each entry appears to be a separate item, possibly a name or a date, followed by a description or a note.

5. The fifth part of the document is a series of handwritten notes or entries, similar to the previous parts. These are also written in a cursive script and are organized into a list format. Each entry appears to be a separate item, possibly a name or a date, followed by a description or a note.

1. H. B. ...  
 2. St. L. ...  
 3. ...  
 4. ...  
 5. ...





10. 11. 1901

OLD ARS

Secured the within Lien on the 16th day  
of Jan- 1901 in Book 8th page 376

G. H. Carter

County Phil. & Llaniericki

County Choo Nolin

Recorded the within Deed on the 1<sup>st</sup> 18<sup>th</sup> day  
of Jan - 1894 in vol. 1, 8<sup>th</sup> page 376

J. H. O'Brien

County Clerk, Lincoln Co.

County Clerk, Chocoma

To all to whom this may Concern

This is to Certify that Mr J. L. McBride  
a Citizen of the United States has this day made  
application as the law directs asking for a License  
to marry Miss <sup>Flomen</sup> Virginia Baker a Citizen of the  
Choctaw Nation by blood.

Now therefore I G. H. Baker  
Clerk of the County Court of Kiamichi County  
Choctaw Nation by authority in me vested by  
the Laws of said Nation do hereby Issue  
this License for the express purpose above mentioned  
And any Minister of the Gospel or Judge of  
a Court of record is hereby Commanded  
to solemnize the rites and publish the  
banns of Matrimony between the parties  
above mentioned

Given under my hand  
and seal of Office this the 11<sup>th</sup> day of  
June A.D. 1901

G. H. Baker

County Clerk of Kiamichi  
County Okla.

I do hereby certify that I have this day  
joined together in Holy Matrimony the above  
named parties.

This the 12<sup>th</sup> day of June 1901

J. P. Ribbons.

a Minister

## DEPARTMENT OF THE INTERIOR.

## COMMISSION TO THE FREE CIVILIZED TRIBES.

In the matter of the application of Thomas L. McBride for enrollment as a citizen by intermarriage of the Choctaw Nation.

## DECISION.

It appears from the record herein that Thomas L. McBride on the 12th day of June, 1901, was married in accordance with the laws, customs and usages of the Choctaw Nation to Florence V. Oakes, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as Florence L. McBride No. 4329, upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Thomas L. McBride should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 24, 1898 (30 Stat., 496), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FREE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Commissioner.

Muskogee, Indian Territory.

JAN - 6 1904

7 D-35.

Mustang, Indian Territory, January 6, 1904.

Thomas L. McBride,

Mustang, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered January 6, 1904, granting your application for enrollment as a citizen by inter-marriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Chairman.

Registered.

Enc. 7 D-635.

COPY

7 D-635.

Muskogee, Indian Territory, January 6, 1904.

Pansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered January 6, 1904, granting the application of Thomas L. McBride, for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said Thomas L. McBride as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Enc. 7 D-635.

Chootaw  
D636

Muskogee, Indian Territory, February 2, 1903.

Thomas Lee McBride,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 21, in which you ask when inter-married citizens will be notified whether they can draw land or not.

In reply to your letter you are advised that it appears from our records that you have been listed among the doubtful claimants to enrollment as an inter-married citizen of the Chootaw Nation and that your final right to such enrollment has not yet been determined. As soon as a decision is rendered in your case you will be notified of the action of the Commission.

You are further advised that when decisions are rendered in the cases of applicants for enrollment in the Chootaw and Chickasaw Nations the applicants will be duly notified of such action as may be taken in their cases.

Respectfully,

Acting Chairman.



Commissioner in Charge,

U. S. Indian Land Survey,

Alona, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the Union  
and notations placed on the map, from the file of the  
No. 1343; you are therefore, requested to place this card in  
duplicate card in your possession.

Commissioner in Charge.

Enc. AT. 4 - 189

Commissioner of the  
General Land Office,  
Washington, D. C.

Dear Sir:

I am in receipt of your letter of the 11th inst., in relation  
to the application for a patent for the use of the card

of the 11th inst., and in reply to inform you that the  
Commissioner of the General Land Office is not authorized to issue a patent upon the  
card, there being no law in relation thereto.

Very respectfully,

Commissioner in Charge.

Enc. 4 - 189-1/2

Chectaw 1543.

Muskogee, Indian Territory, February 8, 1904

Thomas Lee McBride,

Hugo, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of January 28, asking for a filing ticket as soon as your name is approved by the Secretary of the Interior.

In reply to your letter you are advised that if you will communicate with the Commission in about two months you will be notified whether or not your enrollment has been approved by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

Choctaw 1543

Washington, Indian Territory, April 4, 1904.

T. Lee McVide,

Choctaw, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 26, as in it your enrollment as an intermarried citizen has been approved by the Secretary of the Interior, and in reply you are advised that on March 26, 1904, the Secretary of the Interior approved the enrollment of Thomas L. McVide as an intermarried citizen of the Choctaw Nation.

Respectfully,

Commissioner in Charge.

1544

Elizabeth Oakes

Choc

EMPTY

1545

James Russell

Choc

---

Muskogee, Indian Territory, August 7, 1901.

Mr. Dan Russell,

South McAlester, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 4th instant, in which you state that you did not appear for enrollment in 1896 for the reason that you were in trouble and were not in the Territory at that time, and you desire to be advised whether or not any of your relatives had your name placed upon the roll. You state that the name of your father is Jim Russell and that you were born and raised near Goodland, I. T.

You are informed that a careful search of the records of this office has been made and it does not appear that any application was made in 1896 or since that time by you or any other person in your behalf.

If you now desire to make application for enrollment as a citizen by blood of the Choctaw Nation, you are informed that such application will be heard by the Commission upon your personal appearance at its office in Muskogee, I. T., where an examination under oath will be made, at which time you will be permitted to offer the oral testimony of such witnesses in support of your application as you may bring before the Commission for that purpose.

Such application may be made at any time prior to the closing

D. R.--2.

of the rolls of the citizens of the Choctaw and Chickasaw Nations,  
but it is suggested that if you desire to make such application,  
you do so with as little delay as possible.

Yours truly,

Commissioner in Charge.

7-1545



Choctaw 1545

Muskogee, Indian Territory, July 6, 1904.

G. W. Dodd,

Grant, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of June 30, in which you state that James Russell, a Choctaw, of Grant, Indian Territory, married a freedman and raised a family; that he is enrolled as a Choctaw while his wife and children are on the freedman rolls. You ask to be advised if he is not entitled to be enrolled as an intermarried citizen the same as other intermarried Indians by blood.

In reply to your letter you are advised that James Russell, now about forty eight or fifty years of age, has been enrolled by the Commission as a citizen by blood of the Choctaw Nation, and his enrollment approved by the Secretary of the Interior. You do not mention the names of his wife and children and it is therefore impracticable to give you any information relative to their enrollment.

You are further advised that it is not known what you mean by asking "if he is not entitled to be enrolled as an intermarried, same as other intermarried Indians by blood." It appears from our records that James Russell has already been enrolled as a citizen by blood of the Choctaw Nation, and it is not seen how he could

G W D 2

be an applicant for enrollment as an intermarried citizen of said nation, he having married a freedman, nor is it seen what advantage would be derived therefrom.

Respectfully,

Commissioner in Charge.

7-1545

Muskogee, Indian Territory, October 15, 1906.

ElI Mahanon,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of October 8, 1906, asking the roll number of James Russell.

In reply to your letter you are advised that James Russell is enrolled at No. 4335 upon the approved roll of citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner.

In the matter of the application of Julia Russell, to the Commission to the Five Civilized Tribes, at Goodland, I. T., May 10th, 1899, for enrollment as a Chickasaw Freedman. being duly sworn by Commissioner Needles, and examined by him, et al, she testified as follows:-

- Q. What is your name? A. Julia Russell.
- Q. How old are you? A. About 46
- Q. Who was your mother? A. Phoebe Jackson.
- Q. Whose slave was she? A. She was freed in Texas.
- Q. Who did you belong to? A. James Lanahoe.
- Q. Have you lived here in the territory all the time? A. Yes sir.
- Q. Are you married? A. Yes sir.
- Q. Is your husband a state man? A. No sir, he is an Indian.
- Q. Have you got any children? A. Yes sir, but they are all married
- Q. Was your brother Henry sold with your mother? A. Yes sir.
- Q. How many children were born after she was sold into Texas.
- A. Three, David, Sarah and Francis.
- Q. Who was Willie? A. He was my sister's son.
- Q. Was he sold? A. No sir, he was not.
- Q. Did your sister still belong to Lanahoe when she got free? A. Yes sir. Willie has a sister, her name is Emma.
- (Enrolled Julia Russell as a Chickasaw Freedman)

Department of the Interior,  
Commission to the Five Civilized Tribes.

I hereby certify, under official oath as  
stenographer to above named Commission, that this  
transcript is a true, full and correct translation of  
my stenographic notes.

*M. A. Snively*

1546

Robert m. Raulston

et al

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----

Record in the matter of the application for enrollment as  
a citizen by intermarriage of the Choctaw Nation of-

ROBERT M. RAULSTON, 7-1546.

-----

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, Indian Territory, December 2nd, 1902.

Choctaw 1546.  
Intermarried.

In the matter of the application of Robert J. Haulston for enrollment as an intermarried citizen of the Choctaw Nation.

Robert J. Haulston, having been first duly sworn, upon his oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Robert J. Haulston.  
Q How old are you? A Fifty four.  
Q What is your post office address? A Frogville, Indian Territory  
Q Is that in the Choctaw Nation? A Yes sir.  
Q How long have you been a resident of the Choctaw Nation? A About twenty years.  
Q Have you lived here continuously for the past twenty years?  
A Yes sir.  
Q Have you made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these rights? A Arabella Everidge.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have her rights ever been disputed? A No sir, never have.  
Q When were you married to Arabella Everidge? A In 1884, I believe  
Q Where was the marriage ceremony performed? A At her father's house about ten miles east of Grant.  
Q In the Choctaw Nation? A Yes sir.  
Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir, I had been living here then about three years.  
Q Were you married in accordance with the Choctaw tribal law? A Yes sir.  
Q Did you obtain a marriage license? A Yes sir.  
Q From whom did you get that license? A George Oakes, the clerk at that time.  
Q Clerk of what county? A Kiamitia county.  
Q How much did you pay for the license? A Five dollars.  
Q Who performed the marriage ceremony? A Preacher by name of Horton  
Q Have you got your marriage license and certificate? A I have them at home; I brought them when I enrolled.

We have no evidence of your marriage on file, and it will be necessary for you to furnish the Commission with either the original or a certified copy of your marriage license and certificate.

- Q Were you ever married before your marriage to Arabella Everidge?  
A Yes sir.  
Q How many times? A Once.  
Q What was the name of your first wife? A Frances Claiborn.  
Q Was she dead at the time of your marriage to Arabella Everidge?  
A Yes sir.  
Q Was Arabella Everidge ever married before her marriage to you?  
A No sir.  
Q Since your marriage to Arabella Everidge have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

Robert W. Rarlston-----2.

Harry C Risten, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 2nd day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry C Risten*

Subscribed and sworn to before me this 12<sup>th</sup> day of January 1903.

*Charles H Sawyer*

Notary Public.

*Next*



FILED  
DEC 16 1951

To All to Whom this May Concern.

Know ye that on this  
the 26<sup>th</sup> Day of September A.D. 1885. Comer R. M. Raulston,  
a Citizen of the United States. Recommended as the Law  
diagnose, ~~Marriage~~ that a ~~Legal~~ be entered for and in  
behalf of himself to be united in the holy bonds of  
Matrimony to Miss Arabella Overidge a Citizen of the  
Choctaw Nation. Now therefore being satisfied that he had  
Complied with the requirements of Law & do hereby  
Grant the same for the express purpose above set forth  
Given under my hand and Seal of Office  
This the 26<sup>th</sup> Day of September A.D. 1885

George M. Baker

Circuit Clerk

of the 3<sup>rd</sup> Judicial District of the Choctaw Nation.

### Marriage Certificate

I do hereby certify that R. M. Raulston and  
Arabella Overidge, were by me united  
in the bonds of Matrimony on  
the 26<sup>th</sup> Day of September A.D. 1885

Ed Robert Thorton

Recorded in my Office this 16<sup>th</sup> of October 1885

G. M. Baker

Circuit Clerk

3<sup>rd</sup> Judicial District C20

497

7-1546

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

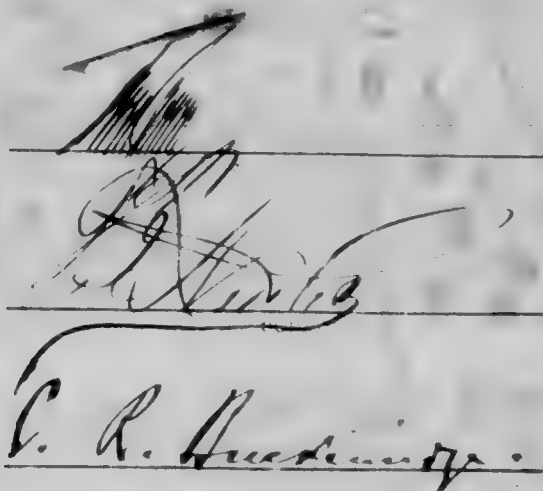
In the matter of the application for the enrollment of Robert M. Raulston as a citizen by intermarriage of the Choctaw Nation.

- DECISION -

It appears from the record herein that Robert M. Raulston, on September 28, 1885, was married in accordance with the laws, customs and usages of the Choctaw Nation to Arbella M. Raulston (nee Everidge), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4336 upon the lists prepared by this Commission, under the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Robert M. Raulston should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
C. R. Austin.

Muskogee, Indian Territory,

COPY.

Choctaw-1546

Wokogee, Indian Territory, April 22, 1903.

Robert M. Raulston,

Frogville, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 22, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

James H. Hodge,  
Chairman.

Registered.

Enc. H.G. 30

5  
Choctaw-1546

COPY.

Muskogee, Indian Territory, April 22, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 22, 1903, granting the application of Robert M. Haulston, for enrollment as a citizen by inter-marriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

James D. Smith,  
Chairman.

Registered.

Enc. H.C. 31

IN RE

Application for Enrollment of

INFANT CHILD

*Robert E. Paulston*

as a citizen of

*Cherokee*

Nation.

Approved,

FEB 21 1901

190

*[Signature]*

Commissioner

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

FEB 21 1901

*[Signature]*

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Robert E. Raulston born on the 25 day of July, 1900.  
(Here insert name of child)  
Name of Father: R M Raulston, a citizen of the Choctaw Nation.  
Name of Mother: A M Raulston, a citizen of the Choctaw Nation.  
Post-office, Grant D.I.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

Central

District.

I, A M Raulston, on oath state that I am 38  
years of age and a citizen, by Blood, of the Choctaw Nation;  
that I am the lawful wife of R M Raulston, who is a citizen, by  
Marriage, of the Choctaw Nation, that a Male child was  
(male or female)  
born to me on the 25<sup>th</sup> day of July, 1900; that said child has been  
named Robert E Raulston, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)A. M. RaulstonSubscribed and sworn to before me this 31<sup>st</sup> day of Jan, 1901.Wm Beadler

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

Central

District.

I, Eddie Russell, a Midwife, on oath state that I  
attended on Mrs. A M Raulston, wife of R M Raulston,  
on the 25<sup>th</sup> day of July, 1900; that there was born to her on  
said date a Male child; that said child is now living and is said to have been  
(male or female)  
named Robert E. Raulston.

WITNESSES TO MARK:

(Must be Two  
Witnesses)Eddie RussellJos M Entosh  
Jos BunnellSubscribed and sworn to before me this 8 day of Feb, 1901.Wm Beadler

NOTARY PUBLIC.

Muskogee, Indian Territory, February 21, 1901.

B. M. Raulston,

Grant, Indian Territory.

Dear Sir:

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw nation of Robert M. Raulston, the infant son of B. M. and A. M. Raulston, born July 25th, 1900, and the same being in proper form has been duly filed with the records of this Commission and the child listed for enrollment as a citizen of the Choctaw nation.

Yours truly,

Acting Chairman.

7-1546



7-1846

Muskogee, Indian Territory, August 6, 1902.

Robert M. Raulston,  
Frogville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 2nd instant, in which you request that there be reserved for the allotments of yourself and your family the west half of section twenty-four, township seven, south, range nineteen, east.

The Commission cannot at this time make any reservation of lands as the prospective allotments of the citizens of the Choctaw and Chickasaw Nations, nor can we consider the selection made by the citizens of these two tribes of any particular tract of land as their prospective allotment of the lands of the Choctaw-Chickasaw country. Matters of this character will receive the attention of the Commission upon the establishment of an allotment office in the Choctaw-Chickasaw country for the purpose of allowing the citizens of these two tribes to make selection of and file upon their prospective allotments.

Yours truly,

Acting Chairman.

1549 Carrie Pistokcha et al Choc

1548 Silas Bacon et al Choc

1547 Betsy Pitchlynn Choc

EMPTY

1550

Percy L. Roebuck

Choc

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## IN RE

Application for Enrollment of

INFANT CHILD

Harry Ruckelsh

as a citizen of

Choctaw

Nation.

Approved

JUL 17 1902

190

  
Commissioner.

## DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
 of Henry Roebuck, born on the 10 day of March, 1902  
 (Here insert name of child)  
 Name of Father: Ed Roebuck a citizen of the Chickasaw Nation.  
 Name of Mother: Bessie Roebuck a citizen of the Chickasaw Nation.  
 Post-office Franklin

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY,  
Ottawa District.

I, Bessie Roebuck, on oath state that I am 25  
 years of age and a citizen, by Birth, of the Chickasaw Nation;  
 that I am the lawful wife of Ed Roebuck, who is a citizen, by  
Birth, of the Chickasaw Nation; that a Male child was  
 (male or female.)  
 born to me on 10 day of March, 1902 that said child has been  
 named Henry Roebuck, and is now living.

## WITNESSES TO MARK:

(Must be Two Witnesses.)

M. J. Norrid  
M. J. Baker

Bessie Roebuck  
marks

Subscribed and sworn to before me this 15 day of July, 1902

NOTARY PUBLIC.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY,  
Ottawa District.

I, Lizzie Bohannon, a Midwife, on oath state that I  
 attended on Mrs. Bessie Roebuck, wife of Ed Roebuck  
 on the 10 day of March, 1902 that there was born to her on  
 said date a Male child; that said child is now living and is said to have been  
 (male or female.)  
 named Henry Roebuck.

## WITNESSES TO MARK:

(Must be Two Witnesses.)

M. J. Norrid  
Tom Bohannon

Lizzie Bohannon  
marks

Subscribed and sworn to before me this 15 day of July, 1902

NOTARY PUBLIC.

IN RE

Application for Enrollment of  
INFANT CHILD.

(*Irish*) (*Had been*)

(*As a*) citizen of the

(*Poland*)

Nation.

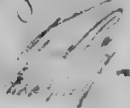
Approved *May 10* 18*99*

  
Commissioner.

COMM. ON TO THE TRIBES

FILED

May 10 1899



CHAIRMAN.

CHECKED

1500

Department of the Interior.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of John R. Robb, born on the 13<sup>th</sup> day of December, 1898.  
Name of father: Edward Robb, a citizen of the Chickasaw Nation.  
Name of mother: Betsy Robb, a citizen of the Chickasaw Nation.  
Post Office: Indian

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Indian District.

I, Betsy Robb, on oath, state that I am 25 years of age and a  
citizen, by Marriage of the Chickasaw Nation; that I am the  
lawful wife of Edward Robb who is a citizen, by Marriage of the  
Chickasaw Nation; that a male child was born to me on the 13<sup>th</sup> day  
of December, 1898; that said child has been named John R. Robb  
and is now living.

Subscribed and sworn to before me this

10<sup>th</sup> day of

January, 1899.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Indian District.

I, \_\_\_\_\_, a \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1898; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_.

Subscribed and sworn to before me this

\_\_\_\_\_ day of

1899.

Notary Public.

Choctaw 1550

Muskogee, Indian Territory, July 17, 1902

Ed Roebuck,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Henry Roebuck, the infant son of Ed and Felsie Roebuck, born March 10, 1902, and the same being in proper form, has been duly filed with the records of this office and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.



1551

Alice m. Terry et al

Choc

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No. 23

## Certificate of Record of Marriages.

UNITED STATES OF AMERICA. }  
THE INDIAN TERRITORY, } SCT.  
CENTRAL DISTRICT. }

I, E. J. FANNIN, Clerk of the United States Court in the Indian Territory and District aforesaid, do hereby CERTIFY that the License for and Certificate of the Marriage of

Mr. *E. J. Fannin* and

M *Alma Fannin*

was filed in my office in said Territory and District the *23* day of *April* A. D. *1901* and duly recorded in Book *1* of Marriage Record, Page *126*

WITNESS my hand and seal of said Court, at *Antlers* this *23* day of *April* A. D. *1901*

E. J. FANNIN,  
Clerk.

By *E. J. Fannin* Deputy.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

MAR 18 1901

*[Signature]*  
ACTING CHAIRMAN

# MARRIAGE LICENSE.

No. [REDACTED]

UNITED STATES OF AMERICA,  
THE INDIAN TERRITORY,  
CENTRAL DISTRICT. } SS.

To Any Person Authorized by Law to Solemnize Marriage—Greeting:

*You are hereby commanded to solemnize the Rite and publish the BANS OF MATRIMONY between*  
*Mrs. D. A. C. Wilson* —————  
*of Goodland* ————— *in the Indian Territory, aged 21*  
*years, and Miss Alice Ninson* —————  
*of Goodland* ————— *in the Indian Territory, aged 21*  
*years, according to law, and do you officially sign and return this*  
*License to the parties therein named.*

WITNESS My hand and official seal, this 10<sup>th</sup> day of April - A. D. 1900.

*Thos. D. Smith* —————

Deputy.

*E. J. Hamlin* —————

Clerk of the United States Court.

## CERTIFICATE OF MARRIAGE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
CENTRAL DISTRICT. } SS.

*L. W. Hodge,*  
*a Minister of the Gospel*

do hereby CERTIFY, that on the 12 day of April - A. D. 1900  
I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and  
publish the BANS OF MATRIMONY between the parties therein named.

Witness my hand this 12 day of April - A. D. 1900

My credentials are recorded in the office of the Clerk of the United States Court in the  
Indian Territory, Central District, Book A, Page 95, 96

*L. W. Hodge* —————

(10<sup>th</sup> Rev. Ed.)

*a Minister of the Gospel*

NOTE—This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court of the Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars (\$100.00).

7-1551

20

INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Fannie Florence Wilson

as a citizen of the

Choctaw

Nation.

Approved DEC 11 1902 190

Commissioner.

DÉPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

DEC 11 1902

ACTING CHAIRMAN.

Choctaw #1551.

## DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Choctaw* Nation,  
 of *Jennie Florence Wilson*, born on the *13* day of *December*, 190*0*  
 Name of Father: *D. C. Wilson*, a citizen of the *United States* Nation.  
 Name of Mother: *Alice M. Wilson*, a citizen of the *Choctaw* Nation.  
 Post-Office: *Hugo, I. T.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )  
 INDIAN TERRITORY, )*Central* District. )

I, *Alice M. Wilson*, on oath state that I am *24*  
 years of age and a citizen, by *blood*, of the *Choctaw* Nation;  
 that I am the lawful wife of *D. C. Wilson*, who is a citizen, by  
*blood*, of the *Choctaw* Nation, that a child was  
 born to me on the *13* day of *December*, 190*0*; that said child has been  
 named *Jennie Florence Wilson*, and is now living.

*Alice M. Wilson*

WITNESSES TO MARK

(Must be Two  
Witnesses)Subscribed and sworn to before me this *2* day of *December*, 190*2*.*H. Kristin*

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )  
 INDIAN TERRITORY, )*Central* District. )

I, *L. C. Tucker*, a *Physician*, on oath state that I  
 attended on Mrs. *Alice M. Wilson*, wife of *D. C. Wilson*,  
 on the *13* day of *December*, 190*2*; that there was born to her on said  
 date a *female* child; that said child is now living and is said to have been  
 named *Jennie Florence Wilson*.

*L. C. Tucker M.D.*

WITNESSES TO MARK

(Must be Two  
Witnesses)Subscribed and sworn to before me this *4* day of *December*, 190*2*.*H. B. Miller*

Notary Public.

*Central District, I. T.*

Goodland, I. T. 2/11/1901.

Hon Tams Bixby,  
Acting Chairman

Daws Comm.

Muscogee, I. T.

Dear Sir:

Mrs Alice M. Wilson was regis at Goodland as Mrs Alice  
M. Terry, Father; Nolen Hynson and Pavy Hynson Brother.

She was widdow of one Bee Terry since has married  
D. C. Wilson but not by the Choctaw laws.

Yours respectfully,

W. O. Sunbaugh

Notary Public.

Muskogee, Indian Territory, February 15, 1901.

W. O. Sunbaugh,

Goodland, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 11th instant in which you state that Mrs. Alice M. Wilson was registered at Goodland, Indian Territory as Mrs. Alice M. Terry. That her father's name was Nolen Hynson and that she is the sister of Perry Hynson. That at the time of her application for enrollment she was the widow of one, B. Terry but has since said application married D. G. Wilson, but has not married him under the Choctaw laws.

The Commission is of the opinion that your letter was forwarded to the Commission in the matter of an application for enrollment as a citizen of the Choctaw Nation of Fannie Wilson, the infant daughter of Alice M. and D. G. Wilson, born December 13th, 1900.

The Commission was in receipt of this application on February 7th and returned the same to Mr. Wilson for the reason that we were unable to identify the mother of this child as being listed for enrollment as a citizen by blood of the Choctaw nation. Your letter has enabled the Commission to identify her as a duly listed citizen and if the application is returned the matter of the enrollment of Fannie Wilson will receive further attention.

It is requested that you have Mrs. Wilson forward in this connection either the original or certified copy of the marriage license and certificate of her marriage to her husband D. G. Wilson

W O S 2

as authority for the changing of her name upon our records from  
Terry to Wilson.

Yours truly,

Acting Chairman.

7-1551



Muskogee, Indian Territory, March 19, 1901.

W. R. Surbaugh,

Goodland, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 14th instant enclosing marriage license and certificate between D. A. C. Wilson and Alice Hinson, and the same has been duly filed with the records of this Commission.

Yours truly,

Acting Chairman.

7-1551

*6/12 and  
10/12*

Muskogee, Indian Territory, September 30, 1902.

D. C. Wilson,

Go dland, Indian Territory.

Dear Sir:

On or about February 7, 1901, the Commission returned to you the application for enrollment as a citizen of the Choctaw Nation of Fannie Wilson, the infant daughter of Alice W. and D. C. Wilson, born December 13, 1900, for the reason that the Commission was at that time unable to identify the mother of this child as a duly listed citizen of the Choctaw Nation.

Since then, through the letter of W. O. Sunbaugh, the Commission has been enabled to identify your wife as duly listed for enrollment; and if your child, Fannie Wilson, is still living and you desire to have her listed for enrollment, you should immediately return to the Commission the application for her enrollment.

There is inclosed herewith a blank application for the enrollment of infant children. In having the same executed be careful to see that all blanks are properly filled, all names written in full, and that the notary public before whom the affidavits are acknowledged attaches his name and seal to each affidavit. Signatures by mark must be attested by two disinterested

DCW 2

witnesses. This evidence should be furnished at once, as the same is necessary to determine the rights of your daughter, Fannie Wilson, as a citizen of the Choctaw Nation.

An envelope for your reply is inclosed herewith, which requires no postage.

Respectfully,

Acting Chairman.

Env.

B. C.

Muskogee, Indian Territory, December 12, 1902.

Alice M. Wilson,

Hugo, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Fannie Florence Wilson, infant daughter of D.C. and Alice M. Wilson, born December 13, 1900; and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Receipt is also acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Birdie Wilson, infant daughter of D.C. and Alice M. Wilson, born September 26, 1902.

You are advised that the Commission is without authority to enroll this child as a citizen of the Choctaw Nation, it appearing that said child was born September 26, 1902, subsequent to the ratification by the citizens of the Choctaw and Chickasaw Nations on September 25, 1902, of an act of Congress approved July 1, 1902 (32 Stat., 641).

A M W 3

Section twenty-eight thereof provides as follows:

"The names of all persons living on the date of the final ratification of this agreement entitled to be enrolled as provided in section 27 hereof shall be placed upon the rolls made by said Commission; and no child born thereafter to a citizen or freedman and no person intermarried thereafter to a citizen shall be entitled to enrollment or to participate in the distribution of the tribal property of the Choctaws and Chickasaws."

Respectfully,

Acting Chairman.

Choctaw-1551.

Muskogee, Indian Territory, January 31, 1903.

D. C. Wilson,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 5, 1903, enclosing plat designating the lands you wish to select in allotment for your wife, Alice M. Wilson, and your daughter, Fannie Florence Wilson, and the same are returned to you herewith, for the reason that the Commission has at this time no means of recording the selections of citizens of the Choctaw and Chickasaw Nations.

Matters of this character will receive its consideration upon the establishment of land offices in said Nations, at which time the citizens of these two tribes may appear at the land office for the Nation in which their land is located, and make formal application for the land they desire to select in allotment.

No date has been definitely fixed for the establishment of these land offices, but it is probable that the same will be opened sometime between the first of March and the first of April.

Respectfully,

Acting Chairman.

Enc. W H, M-7.

Muskogee, Indian Territory, June 27, 1905.

Alice M. Wilson,

Muskogee, Indian Territory,

Dear Madam:

Your letter of June 12, addressed to the Secretary of the Interior, has been hereby referred to this Commission for consideration and appropriate action. Therein you state that you desire to enroll your child, Nuggett Sherman, who was born February 20, 1902, and died in April.

You are advised that it does not appear from our records that application has been made to this Commission for the enrollment of your child, Nuggett Sherman, as a citizen or freedman of the Choctaw or Chickasaw Nation, and under existing legislation the Commission is now without authority to receive or consider original applications for enrollment in the Choctaw and Chickasaw Nations.

You are further advised that you do not state the year in which your child died, but if he died in April, 1902, he would not be entitled to enrollment and allotment, as under the provisions of the act of Congress approved July 1, 1902, no person who died prior to September 25, 1902, the date of the ratification of said act, is entitled to enrollment and allotment in the Choctaw and Chickasaw Na-

tions.

Respectfully,

17-1550  
17-1551

Muskogee, Indian Territory, October 1, 1906.

Jackson Lewis,

Ada, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of September 10, 1906, in which you ask if your children Mary Calbert and William Lewis and their children may now file on their allotments.

In reply to your letter you are advised that the application for the enrollment of Mary Calbert and her seven children and William Lewis and his two children was granted by the Commissioner to the Five Civilized Tribes July 28, 1906, and their names will be placed upon the next schedule of Choctaw freedmen prepared for forwarding to the Secretary of the Interior.

Respectfully,

Commissioner.



1552

Joshua Marcum

Choc



7-1552.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----

Record in the matter of the application for the enrollment of Joshua Marcum as an intermarried citizen of the Choctaw Nation.

-----

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Wister, Indian Territory, December 10, 1902.

Choctaw 1532.  
Intermarried.

In the matter of the application of Joshua Marcus for enrollment as an intermarried citizen of the Choctaw Nation.

Joshua Marcus, having been first duly sworn, upon his oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Joshua Marcus.  
Q How old are you? A Thirty-two.  
Q What is your post office address? A Juanita, Indian Territory.  
Q Is that in the Choctaw Nation? A Yes sir.  
Q How long have you been a resident of the Choctaw Nation? A About nineteen years.  
Q Have you lived here continuously for the past nineteen years? A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these rights? A Lucinda Frazier.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.  
Q Were her rights as such ever disputed? A No sir.  
Q When were you married to Lucinda Frazier? A Now about eleven years ago.  
Q Where was the marriage ceremony performed? A At Mt Zion Church Coal Creek.  
Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you married in accordance with the Choctaw-tribal law? A Yes sir.  
Q Did you obtain a marriage license? A Yes sir.  
Q From whom did you get that license? A John Toole, at South Canadian, was the Clerk at that time.  
Q Of what county? A Tobucksy.  
Q How much did you pay for that license? A One hundred dollars.  
Q Who performed the marriage ceremony? A Judge Compellaby.  
Q Was he the judge of that County at that time? A No sir, he was just called Judge, he had been judge before. He was a preacher.  
Q Were you ever married previous to your marriage to this woman? A No sir.  
Q Was she ever married previous to her marriage to you? A No sir.  
Q After that marriage how long did you live together continuously as husband and wife? A About six years.  
Q At the end of that time did you separate or did she die? A She died.  
Q There was no separation during her life time? A No sir.  
Q After her death did you remarry? A Yes sir.  
Q What was the date of your second marriage? A Four years ago last month.  
Q What was the name of your second wife? A Mandy Reichbrooks.  
Q Was she a white woman? A Yes sir, intermarried woman.  
Q Intermarried Choctaw? A Yes sir, she had married an Indian before that and they had parted.  
Q Was she ever enrolled as an intermarried citizen of the Choctaw Nation? A I couldn't say whether she was or not.

Joshua Marcum-----2.

Q Was she ever recognized as an intermarried citizen of the Choctaw Nation? A I think she had been, yes sir.

Q Was she enrolled by the tribal authorities? A I couldn't tell you.

Q Reichbrooks was the name of her Indian husband? A No sir, John Pusley was her Indian husband.

Q Reichbrooks was a white man whom she had married? A No sir that was her maiden name; John Pusley divorced her and she took her maiden name.

Q How long did you live with her? A A year.

Q At the end of that time did she die or did you separate? A We separated.

Q Were you divorced? A Yes sir.

Q Did you marry again? A No sir.

Q Are you at present an actual and bona fide resident of the Choctaw Nation? A Yes sir.

--oOo--

Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 18th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry C Risteen*

Subscribed and sworn to before me this 22 day of January 1903.

*Charles McLampin*

Notary Public.

*22 Jan*

---

Marriage License.

Joshua Marcell

TO

Lucinda Frazer

Granted this 12 day of Oct.

91

Proctor & Clark  
County and Probate Clerk  
Tobacco County, Dakota Territory

Filed in my office  
for record at 70 A.M.  
Nov 2 1891,

Duly recorded on  
page 14, Book C  
Tobacco Co Records  
Proctor & Clark  
Co Clerk

Murray's Steam Printing House, Denison, Tex.

I have just received  
your letter of the 1st inst.  
and in reply to inform you  
that the same has been  
forwarded to the proper  
authorities for their  
consideration.

Very respectfully,  
J. H. [Signature]

Olewyn Nelson.

Person in the  
the Chocoma  
within and  
bonds of  
a station;  
Crown  
is with the  
Prisoner  
of the gov-  
ern in ma-  
jor  
and seal,  
397

**Choctaw Nation,**

County of *Tobacco*

To any Minister of the Gospel, Judge or any Person in the

Choctaw Nation, authorized to Solemnize the Rites of Matrimony, GREETING:

Whereas *Jashua Marcum* <sup>clerk</sup> of the Choctaw

Nation has duly made application to the undersigned <sup>clerk</sup> of the Choctaw Nation and

*Tobacco*

and has been duly authorized to solemnize the Rites of Matrimony in the name of the Choctaw Nation.

*Lucinda Frazier*

and has been duly authorized to solemnize the Rites of Matrimony in the name of the Choctaw Nation.

*Jashua Marcum*

has been duly authorized to solemnize the Rites of Matrimony in the name of the Choctaw Nation.

*Choctaw woman*

*Jashua Marcum*

*Lucinda Frazier*

has been duly authorized to solemnize the Rites of Matrimony in the name of the Choctaw Nation.

*Jashua Marcum*

*Lucinda Frazier*

has been duly authorized to solemnize the Rites of Matrimony in the name of the Choctaw Nation.

12<sup>th</sup> of October 91

*Jos. A. Gale*

*clerk*

7-1552.  
2610

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application of Joshua Marcum for enrollment as an intermarried citizen of the Choctaw Nation.

DECISION.

It appears from the record in this case that, on October 14, 1891, the applicant herein, Joshua Marcum, was married, in accordance with the laws, customs and usages of the Choctaw Nation, to Lucinda Marcum (nee Frazier), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 8549 upon the 1896 Choctaw Census Roll; that at the time of said marriage, the applicant herein and the said Lucinda Marcum were both residents in good faith of the Choctaw Nation; that they lived together continuously as husband and wife, in said Nation, until the death of the said Lucinda Marcum, about six years later.

It further appears from the record herein that in November, 1898, the applicant herein, Joshua Marcum, was married to Mandy Reichbrooks, a white woman having no rights of Choctaw citizenship by blood; and that the applicant herein was a resident in good faith of the Choctaw Nation from the date of his said marriage to Lucinda Marcum up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that, following the ruling of the Department in the case of Thornton D. Pearce (I.T.D. 4060-1904), relative to the question of forfeiture, Joshua Marcum should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Muskogee, Indian Territory,

OCT 15 1904

Commissioner.



7-1552.

COPY.

Muskogee, Indian Territory, October 15, 1904.

Joshua Marcoum,

Juanita, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tamm Luby*

Chairman.

Registered.

Encl. 7-1552.

7-1552.

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of this Commission, rendered October 15, 1904, granting the application for the enrollment of Joshua Marcum as a citizen by inter-marriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, Joshua Marcum's name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tanner P. H. H.*

Registered. For registry receipt

Chairman.

Encl. 7-1552. see 7-D-447.

Choctaw 1552

Muskogee, Indian Territory, February 13, 1903.

A. C. Plymate,

Juanita, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of February 7, asking if Josh Marcum is enrolled as a citizen of the Choctaw Nation, and in reply to your letter you are advised that it appears from our records that one Joshua Marcum has been listed for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

7-1552

Muskogee, Indian Territory, September 11, 1904.

J. W. Marcum,

Wartshorne, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of the 9th inst., requesting to be advised when a decision will be reached in your application for enrollment as an intermarried citizen of the Choctaw Nation.

You are informed that the Commission has not yet passed upon your application for enrollment as an intermarried citizen of the Choctaw Nation. When a decision is reached in your case you will be duly notified of the action taken therein.

Respectfully,

Chairman.

17-1552

Muskogee, Indian Territory, October 17, 1904.

H. B. Coleman,

Attorney at Law.

McAlester, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of the 10th instant, requesting to be advised relative to the status of the application for enrollment of Jordan Brown as an inter-married citizen of the Choctaw Nation.

You are advised that the Commission has not yet passed upon the application for enrollment of Jordan Brown as an inter-married citizen of the Choctaw Nation. As soon as a decision is reached in his case he will be duly notified of the action taken therein.

Respectfully,

Chairman.

1554

Daniel F. Wade et al

Choc

1553

Kelly Frazier et al

Choc

EMPTY

1555

Vicey Wade et al

Choc

COPY.

Subject:  
Enrollment case of  
Simon Anotubbee

Muskogee, Oklahoma, June 10, 1911

The Honorable

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith the record in the matter of the date of death of Simon Anotubbee, Choctaw by blood, roll No. 4364. The records show that he was not living on September 25, 1902, and therefore, under the provisions of Section 35 of the Act of Congress of July 1, 1902 (32 Stat.L., 641-649) was not entitled to have any allotment of land or other tribal property made to him or his heirs.

The evidence in this case shows that Simon Anotubbee died in either the McAlester or Atoka jail in the winter of 1900, and efforts have been made by this office to secure the exact date of his death from jail records, but such efforts have been unsuccessful.

It appears that the only heir of the decedent is a half sister, Silway Billie, of Stratford, Oklahoma, who was notified by registered mail May 5, 1911, that she would be allowed thirty days from receipt of notice within which to show cause, if she so desired, either in person at this office or by mail, why recommendation should not be made to the Secretary of the Interior that the following notation be placed opposite the name of Simon Anotubbee on the Choctaw roll: "Died prior to September 25, 1902; not entitled to land



2-

or money." The notice was received May 10, 1911, as is shown by the return registry receipt attached to the record, but no response to the same has been received from the heir.

It is therefore respectfully recommended that there be placed upon the final roll of citizens by blood of the Choctaw Nation in the possession of the Department apposite the names of Simon Anotubbee appearing thereon at No. 4364, the notation above quoted; that such notation be placed upon the copy of the roll in the possession of the Indian Office, and that this office be authorized to make a like notation upon the copies of the roll in its possession.

No allotment has been made in the name of Simon Anotubbee.

Respectfully,

(Signed) Thos Ryan

Acting Commissioner.

Through the  
Commissioner of Indian Affairs

Indian Office, Aug. 1, 1911

Respectfully forwarded recommending approval

(Signed) F. H. Abbott  
Assistant Commissioner.

Approved Aug. 10, 1911

(Signed) Samuel Adams

First Assistant Secretary.

COPY.

Subject:  
Enrollment case of  
Simon Anotubbee

Muskogee, Oklahoma, June 10, 1911

The Honorable

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith the record in the matter of the date of death of Simon Anotubbee, Choctaw by blood, roll No. 4364. The records show that he was not living on September 25, 1902, and therefore, under the provisions of Section 35 of the Act of Congress of July 1, 1902 (32 Stat.L., 641-649) was not entitled to have any allotment of land or other tribal property made to him or his heirs.

The evidence in this case shows that Simon Anotubbee died in either the McAlester or Atoka jail in the winter of 1900, and efforts have been made by this office to secure the exact date of his death from jail records, but such efforts have been unsuccessful.

It appears that the only heir of the decedent is a half sister, Silway Billie, of Stratford, Oklahoma, who was notified by registered mail May 5, 1911, that she would be allowed thirty days from receipt of notice within which to show cause, if she so desired, either in person at this office or by mail, why recommendation should not be made to the Secretary of the Interior that the following notation be placed opposite the name of Simon Anotubbee on the Choctaw roll: "Died prior to September 25, 1902; not entitled to land

or money." The notice was received May 10, 1911, as is shown by the return registry receipt attached to the record, but no response to the same has been received from the heir.

It is therefore respectfully recommended that there be placed upon the final roll of citizens by blood of the Choctaw Nation in the possession of the Department opposite the names of Simon Anotubbee appearing thereon at No. 4364, the notation above quoted; that such notation be placed upon the copy of the roll in the possession of the Indian Office, and that this office be authorized to make a like notation upon the copies of the roll in its possession.

No allotment has been made in the name of Simon Anotubbee.

Respectfully,

(Signed) Thos Ryan

Acting Commissioner.

Through the  
Commissioner of Indian Affairs

Indian Office, Aug. 1, 1911

Respectfully forwarded recommending approval

(Signed) F. H. Abbott

Assistant Commissioner.

Approved Aug. 10, 1911

(Signed) Samuel Adams

First Assistant Secretary.

1556

Robert T. Everidge et al

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Choc

-----O-----  
DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record herein is in the matter of the application for the  
enrollment as a citizen by intermarriage of the Choctaw nation of

L U L A    E V E R I D G E,        7 - 1556. .

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-----O-----

# Marriage Certificate

This is to certify that  
[illegible] and [illegible]  
together in the [illegible]  
month of [illegible]

at [illegible] and [illegible]  
and [illegible] a [illegible]

This [illegible]  
J. P. [illegible]  
Minister

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I.T., December 1, 1902.

Choctaw 1656.  
Intermarried.

In the matter of the application of Lula Everidge for enrollment as an intermarried citizen of the Choctaw Nation.

Lula Everidge, having been first duly sworn, upon her oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Lula Everidge.  
Q How old are you? A Thirty five years of age.  
Q What is your post office address? A Grant, Indian Territory.  
Q How long have you been a resident of the Choctaw Nation? A Seventeen years.  
Q Have you lived here continuously for the past seventeen years? A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim these rights? A Robert Turner Everidge.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.  
Q Have his rights to enrollment ever been disputed? A No sir.  
Q When were you married to Robert Turner Everidge? A In 1880.  
Q Where was the marriage ceremony performed? A Frogville.  
Q At that time were both you and your husband bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you married in accordance with the Choctaw tribal laws? A Yes sir.  
Q Who performed the marriage ceremony? A Person Simpson.  
Q Did you obtain a marriage license? A No sir.  
Q Were you ever married before your marriage to your present husband? A Yes sir.  
Q How many times? A Once.  
Q What was the name of your former husband? A Albert Torrance.  
Q Was he a white man? A Yes sir.  
Q When were you married to Albert Torrance? A In 1885.  
Q How long did you live with him? A I lived with him nearly four years.  
Q Did he die at the end of that time? A Yes sir.  
Q Was your Indian husband ever married before his marriage to you? A No sir.  
Q Since your marriage to Mr Everidge have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

---606---

Harry C Pisten, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 3rd day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry C Pisten*

Subscribed and sworn to before me this 22<sup>nd</sup> day of January 1903.

*Charles W. Swinson*

Notary Public.

7 - 1556 -

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

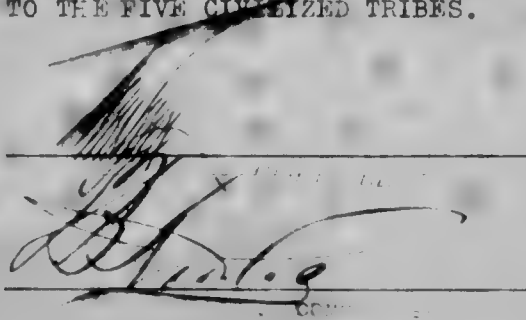
In the matter of the application for the enrollment of  
Lula Everidge as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that Lula Everidge, on June 22, 1890, was lawfully married to Robert T. Everidge, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4365 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Lula Everidge should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.



C. R. Buckner

Muskogee, Indian Territory,

APR 29 1903



Muskogee, Indian Territory, April 29, 1903.

Lula Everidge,

Grant, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*James D. Dwyer*  
Chairman.

Registered.

Enc. HGH 7.

Chootaw-1556

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Chootaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Lula Everidge for enrollment as a citizen by intermarriage of the Chootaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Chootaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Chootaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*James D. Doby*  
Chairman.

Registered.

Enc. NGH 7a.

INDEXED

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

*Eva Laura Couridge*

as a citizen of

*Choctaw*

Nation.

JUL 30 1901

Approved

1901

*[Signature]*

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

JUL 30 1901

*[Signature]*

Acting Comm.

CHOCTAW.

7-1556

✓

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Eva Laura Everidge born on the 13 day of June, 1901  
(Here insert name of child)  
Name of Father: R. J. Everidge, a citizen of the Choctaw Nation.  
Name of Mother: Lula Everidge, a citizen of the Choctaw Nation.  
Post-office, Grant, St.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, |  
INDIAN TERRITORY, |  
Central District. |

I, Lula Everidge, on oath state that I am 33  
years of age and a citizen, by Marriage, of the Choctaw Nation;  
that I am the lawful wife of R. J. Everidge, who is a citizen, by  
Blood, of the Choctaw, Nation, that a Female child was  
(male or female)  
born to me on the 13 day of June, 1901; that said child has been  
named Eva Laura Everidge, and is now living.

## WITNESSES TO MARK

(Must be Two) | W. J. Baker  
Witnesses | Chas. Moore

Lula x Everidge  
marks

Subscribed and sworn to before me this 9 day of July, 1901.

D. R. Harold  
Grant, St.

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, |  
INDIAN TERRITORY, |  
Central District. |

I, Lucy Colbert, a Midwife, on oath state that I  
attended on Mrs. Lula Everidge, wife of R. J. Everidge,  
on the 13 day of June, 1901; that there was born to her on  
said date a Female child; that said child is now living and is said to have been  
(male or female)  
named Eva Laura Everidge.

## WITNESSES TO MARK

(Must be Two) | B. A. Nelson  
Witnesses | J. J. Bearden

Lucy x Colbert  
marks

Subscribed and sworn to before me this 27 day of July, 1901.

D. R. Harold  
Grant, St.

NOTARY PUBLIC

IN RE

Application for Enrollment of

INFANT CHILD

*David M. H. Veridge*

As a citizen of the

*Cherokee*

Nation.

Approved

*May 10*

1899.

*[Signature]*

Commissioner.

RECORDS OF THE UNITED STATES  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

*May 10 1899*

*[Signature]* CHAIRMAN.

1556

# Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
 of *D M Hairy Ewing*, born on the *1st* day of *Oct*, 1899.  
 Name of father: *R T Ewing*, a citizen of the *Choctaw* Nation.  
 Name of mother: *Lula Ewing*, a citizen of the *Choctaw* Nation.  
 Post Office: *Grant St*

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY,  
*Cochise* District.

I, *Lula Ewing*, on oath, state that I am *32* years of age and a  
 citizen, by *Marriage*, of the *Choctaw* Nation; that I am the  
 lawful wife of *R T Ewing*, who is a citizen, by *blood*, of the  
*Choctaw* Nation; that a child was born to me on the *1st* day  
 of *Octob*, 1899; that said child has been named *D M Hairy Ewing*,  
 and is now living.  
*Attest,*

Subscribed and sworn to before me this *9th* day of *May*, 1899.

*B A Nelson*

Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY,  
*Cochise* District.

I, *Lura Colbert*, a *Midwife*, on oath, state that I  
 attended on Mrs. *R T Ewing*, wife of *R T Ewing*,  
 on the *1st* day of *Oct*, 1899; that there was born to her on said date a *Male* child;  
 that said child is now living and is said to have been named *D M Hairy Ewing*.

*attest*

*B. A. Nelson*

Subscribed and sworn to before me this *9th* day of *May*, 1899.

*B A Nelson*

Notary Public.

## IN RE

Application for Enrollment of  
INFANT CHILD.

*Effie Cowdrey*

As a citizen of the

*State of New York*  
Nation.

Approved DEC 19 1899

1

*H. M. Mendenhall*  
Commissioner.

## Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
 of Effie Everidge, born on the 3<sup>rd</sup> day of Sept, 1899.  
 Name of father: R T Everidge, a citizen of the Choctaw Nation.  
 Name of mother: Lula Everidge, a citizen of the Choctaw Nation.  
 Post Office: Grant St

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,  
Central District.

I, Lula Everidge, on oath, state that I am 32 years of age and a  
 citizen, by Adoption, of the Choctaw Nation; that I am the  
 lawful wife of R T Everidge who is a citizen, by blood, of the  
Choctaw Nation; that a girl child was born to me on the 3<sup>rd</sup> day  
 of Sept, 1899; that said child has been named Effie Everidge,  
 and is now living.

Witness  
Jas Everett  
JP Hancock  
 Subscribed and sworn to before me this 24<sup>th</sup> day of October, 1899.  
B C Nelson  
 Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,  
Central District.

I, Lucy Colbert, a Midwife, on oath, state that I  
 attended on Mrs. Lula Everidge, wife of R T Everidge  
 on the 3<sup>rd</sup> day of Sept, 1899; that there was born to her on said date a girl child;  
 that said child is now living and is said to have been named Effie Everidge.

Witness  
JP Hancock  
Jas Everett  
 Subscribed and sworn to before me this 24<sup>th</sup> day of October, 1899.  
B C Nelson  
 Notary Public.



McKegee, Indian Territory, July 30, 1901.

Mr. R. T. Everidge,  
Grant, Ind, Ter.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Eva Laura Everidge, the infant daughter of R. T. and Lula Everidge, born June 13, 1901, and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

7-1856

Acting Chairman.

1557

Johnny Crittendon

Choc

---

Muskogee, Indian Territory, Apr. 3, 1901

Mr. John C. Crittenden,

Frogville, I.T.

Dear Sir:-

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation, of Ada Crittenden, infant daughter of John and Mattie Crittenden, born February 10, 1901 and the same is returned to you for the following reasons:

The Commission is not able to identify the mother, Mattie Crittenden, as ever having been listed for enrollment, either as a citizen of the Choctaw Nation by adoption or as a citizen by intermarriage. In her affidavit to the birth of the child Ada Crittenden, it is stated that Mattie Crittenden is a citizen of the Choctaw Nation by adoption. If this be true, you are requested to inform the Commission when and where she appeared for enrollment, the names of her parents and other members of her family with whom she was enrolled, together with such other information as you may have which will enable the Commission to identify her as having been listed for enrollment.

Upon return of the application, accompanied by the required information, together with your marriage license and certificate or a certified copy thereof, the application will receive further consideration.

Yours truly,

Enc. 7- 1557

Acting Chairman

Muskogee, Indian Territory, July 23, 1901.

Mr. J. H. Sleeper,

Notary Public,

Frogville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 18th instant, enclosing the affidavit of Isaiah Otom relative to the marriage of John Crittenden to Mattie Crittenden; also affidavit of John Crittenden relative to his enrollment as a citizen of the Choctaw Nation, and the same have been duly filed with the records of the Commission.

Receipt is also acknowledged of the application for enrollment as a Chickasaw freedman of Ada Crittenden, the infant daughter of John and Mattie Crittenden, born February 10, 1901, and the same being in proper form has been duly filed with the records of the Commission and the child listed for enrollment as a Chickasaw freedman.

Yours truly,

19-854  
7-1557

Commissioner in Charge.

7-1557

Muskogee, Indian Territory, May 29, 1903.

John Crittenden,

Frogsville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 19, in which you ask the ruling of the Commission as to whether a child should select its allotment with its father or mother.

In reply to your letter you are informed that you do not give the name of the child referred to and it is, therefore, impossible to give you any information on this subject.

Respectfully,

Commissioner in Charge.

1558

Forbis Hayes et al

Choc

IN RE

Application for Enrollment of

INFANT CHILD.

*Nelson Hayes*

As a citizen of the

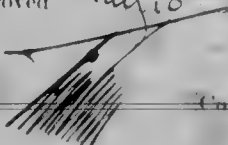
*Arcturion*

Nation.

Approved

*May 10*

*1894*



Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**

*May 10, 1894*



Commissioner

1558

# Department of the Interior.

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of Lisa Hayes, born on the 11th day of January, 1891.  
Name of father: Polis Hayes, a citizen of the Cherokee Nation.  
Name of mother: Millie Hayes, a citizen of the Cherokee Nation.  
Post Office: Cherokee

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Cherokee District.

I, Polis Hayes, do hereby swear that I am 34 years of age and a  
citizen, by law of the Cherokee Nation; that I am the  
lawful wife of Millie Hayes, who is a citizen, by law of the  
Cherokee Nation; that a male child was born to me on the 18th day  
of December, 1896; that said child has been named Wilcox Hayes,  
and is now living.

Subscribed and sworn to before me this 10th day of May, 1899.

A. S. McKinnon  
Commissioner Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Cherokee District.

I, Laird Wilson, do hereby swear that I am a Physician on oath, state that I  
attended Mrs. Millie Hayes, wife of Polis Hayes,  
on the 18th day of December, 1896; that there was born to her on said date a male child;  
that said child is now living and is said to have been named Wilcox Hayes.

Subscribed and sworn to before me this 10th day of May, 1899.

A. S. McKinnon  
Commissioner Notary Public.



1559

Ben Roebuck et al

Choc

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Nancy A. Roebuck as an intermarried citizen of the Choctaw Nation. Ben Roebuck, being sworn and examined by Commissioner McKennon, testifies as follows, to-wit:

Q Your name is Ben Roebuck? A Yes sir, aged forty.

Q Are you the husband of Nancy A. Roebuck? A Yes sir, I guess so.

Q She is your wife? A Yes sir.

Q You are living with her and have been for about fifteen years you say? A Yes sir.

Q You were married to her lawfully were you? A Yes sir.

Q Who performed the ceremony? A He was a Methodist preacher.

Q What was his name? A Parson Edmonds.

Q You married to her in the Choctaw Nation? A Yes sir.

Q She has been living in the Choctaw Nation ever since?

A Yes sir.

Q He didn't give you any certificate of marriage? A No sir, he said he would fix it up after he went back home, but he never did do it, and he moved off; I don't know where he went to.

Q Who is there here that knows you have been living with her as your wife for a long time; some of your neighbors here?

A Several around here I reckon.

-----

Robert T. Everidge, being sworn and examined by Commissioner McKennon, testifies as follows:

(Nancy A. Roebuck, Robert T. Everidge, wit. #2)

Q What is your name? A Robert T. Everidge.

Forty two years old.

Q You are a Choctaw citizen by blood? A Yes sir.

Q You are enrolled as a citizen? A Yes sir.

Q Do you know Ben Roebuck? A Yes sir.

Q Do you know his wife, Nancy Roebuck? A I have seen her a time or two, I am not personally acquainted with her.

Q Do you know they have been living together as husband and wife? A Yes sir.

Q For about how long? A It must have been fifteen years I reckon.

Q She is generally known as his wife? A Yes sir.

Q Has he got children by her, do you know? A Yes sir.

Department of the Interior,

Commission to the Five Civilized Tribes.

I hereby certify upon my official oath as  
Stenographer to the above named Commission, that this  
document is a true and correct translation of  
the stenographic notes.

*M. D. Green*

Choctaw - 1559

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
MUSKOGEE, IND. TER., APRIL 8, 1903.

Additional testimony in the matter of the application  
for the enrollment of Nancy A. Roebuck as a citizen by intermarriage  
of the Choctaw Nation.

Nancy A. Roebuck, after being duly sworn, testified as follows:

Examination by the Commission.

- Q What is your name? A Nancy A. Roebuck.  
Q What is your age? A I am forty-four about.  
Q What is your post-office address? A Sometimes it is Nelsons  
and sometimes it is Atlas.  
Q To which place do you wish your mail addressed? A Atlas.  
Q In what nation is that? A I cannot tell you; I have no learning  
myself. It is in the Choctaw Nation.  
Q How long have you lived in the Choctaw Nation? A About twenty-  
five years.  
Q Have you lived there continuously for the past twenty-five years?  
A Yes sir.  
Q Have you never made your home anywhere else during that time?  
A No sir.  
Q Are you a white woman? Yes sir.  
Q Do you claim the right to enrollment as a citizen by intermarriage  
of the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim  
the right to enrollment as a citizen of the Choctaw Nation?  
A Ben Roebuck.  
Q Is he a recognized and enrolled citizen by blood of the Choctaw  
Nation? A Yes sir.  
Q Have his rights as such ever been disputed? A No sir.  
Q When were you married to Ben Roebuck? A It has been about 16  
years.  
Q Where was this marriage ceremony performed? A In the Choctaw  
Nation.  
Q Whereabouts in the Choctaw Nation? A I can't tell exactly; we  
brought it with us to show where we were married at.  
Q Were you married in the Choctaw Nation? A Yes sir.  
Q Who married you? A Parson Edmonds.  
Q Have you got any evidence of your marriage with you? A Yes sir.

There are offered in evidence, marked Exhibits A and B  
and made parts of the record herein, affidavits of Clara Walker and  
Finnie M. Sauls relative to the marriage of Benjamin F. Roebuck  
and Nancy A. Taylor.

- Q Are you and your Choctaw husband the identical persons referred to in these affidavits as Nancy A. Taylor and Benjamin F. Roebuck? A Yes sir.
- Q At the time of your marriage to Ben Roebuck were both of you living in the Choctaw Nation? A Yes sir.
- Q Were you ever married before your marriage to him? A No sir.
- Q Was he ever married before his marriage to you? A No sir.
- Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.
- Q There has been no separation of any kind whatsoever? A No sir.
- Q Are you at the present time living together as actual bona fide residents of the Choctaw Nation? A Yes sir.

S. A. Apple, stenographer to the Commission to the Five Civilized Tribes, states on oath that he reported in full the proceedings had in the above case on April 8, 1903, and that the foregoing transcript is a true, full and correct translation of his stenographic notes in said case.

S. A. Apple

Subscribed and sworn to before me this April 8, 1903.

Charles H. Dawgert

Notary Public.

C. m. n. k.  
186

7-1-1902.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

1-1-1-1-1-1-1-1-1-1

In the matter of application for the enrollment of Nancy A. Roebuck, wife of Ben Roebuck, of the Choctaw Nation.

--0--

COMMISSION

It appears from the record herein that "Nancy A. Roebuck (ne Taylor) was lawfully married in April 1882 to Ben Roebuck a recognized and enrolled citizen in blood of the Choctaw Nation whose name is on page No. 427 of the list prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens in blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were bona fide residents of the Choctaw Nation and that they lived together continuously in Indian Territory as husband and wife from the date of said marriage to and including September 12, 1902.

It is, therefore, the opinion of this Commission that Nancy A. Roebuck should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory.

MAR 5 1902

Commissioner.

Choctaw No. 1559

Muskogee, Indian Territory, March 2, 1904.

Nancy A. Roebuck,

Atlas, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 2, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.  
Enc. 7-1559

Commissioner in Charge.

Choctaw No. 1559

Muskogee, Indian Territory, March 2, 1904.

Mansfield, McMurray & Cornish,  
Attorneys for the Choctaw & Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 2, 1904, granting the application of Nancy A. Reebuck for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said Nancy A. Reebuck as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Commissioner in Charge.

Registered.  
Enc. 7-1559



CHOCTAW.

20

*IN RE*

Application for Enrollment of

INFANT CHILD

*Christy M. Rockwell*

as a citizen of

*Choctaw*

Nation.

Approved *DEC -3 1901*

190

*[Signature]*

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**

DEC 3 1901

*[Signature]*

ACTING CHAIRMAN

CHOCTAW.

1559

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
of *Clarissy M. Roebuck*, born on the *6th* day of *August*, 1901  
Name of Father: *Benjamin F. Roebuck*, a citizen of the *Choctaw* Nation,  
Name of Mother: *Nancy Roebuck*, a citizen of the *Choctaw* Nation,  
Post-office, *Nelson J. T.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
*Indian Territory*,  
*Antler Div. Central* District.  
I, *Nancy Roebuck*, on oath state that I am *forty-three*  
years of age and a citizen, by *marriage*, of the *Choctaw* Nation;  
that I am the lawful wife of *Benjamin F. Roebuck*, who is a citizen, by  
*birth*, of the *Choctaw* Nation, that a *female* child was  
born to me on the *6th* day of *August*, 1901; that said child has been  
named *Clarissy M. Roebuck*, and is now living.  
WITNESSES TO MARK  
(Must be Two) *E. B. Bryan*  
*B. J. Lester*  
*Nancy Roebuck* (mark)

Subscribed and sworn to before me this *28th* day of *November*, 1901.  
*E. C. Brown*  
NOTARY PUBLIC,  
*Central Dist.*  
My commission Expires *Apr 16, 1902*

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
*Indian Territory*,  
*Antler Div. Central* District.  
I, *W. N. John*, a *Physician*, on oath state that I  
attended on Mrs. *Nancy Roebuck*, wife of *Benjamin F. Roebuck*,  
on the *6th* day of *August*, 1901; that there was born to her on  
said date a *female* child; that said child is now living and is said to have been  
named *Clarissy M. Roebuck*.  
WITNESSES TO MARK  
(Must be Two) *W. N. John M.D.*

Subscribed and sworn to before me this *28th* day of *November*, 1901.  
*E. C. Brown*  
NOTARY PUBLIC,  
*Central Dist.*  
My commission Expires *Apr 16, 1902*

# Department of the Interior.

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Susan Robb, born on the 5th day of March, 1899.  
Name of father: B. F. Robb, a citizen of the Choctaw Nation.  
Name of mother: Mary Ann Robb, a citizen of the Choctaw Nation.  
Post Office: Wilson, N.

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Mary Ann Robb, on oath, state that I am 42 years of age and a citizen, by birth, of the Choctaw Nation; that I am the lawful wife of B. F. Robb, who is a citizen, by birth, of the Choctaw Nation; that female child was born to me on the 5th day of March, 1899; that said child has been named Susan and is now living.

Attest C. L. Harris

Subscribed and sworn to before me this 15 day of May, 1899.

Geo. J. Harris  
Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Emily Williams, a midwife, on oath, state that I attended on Mrs. Mary Ann Robb, wife of B. F. Robb, on the 5th day of March, 1899; that there was born to her on said date a female child; that said child is now living and is said to have been named Susan.

Attest  
C. L. Harris

Subscribed and sworn to before me this 15th day of May, 1899.

Emily Williams  
Geo. J. Harris  
Notary Public.

IN RE

Application for Enrollment of

INFANT CHILD.

*Walter M. Macdonald*  
a citizen of the  
*Macdonald*

Nation.

Approved *May 17* 1899

*[Signature]*

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

*May 17 1899*

*[Signature]*

1 Chairman

1559

Department of the Interior.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
of *Ulysses Grant Robust*, born on the *24* day of *Nov*, 1896.  
Name of father: *B. J. Robust*, a citizen of the *Choctaw* Nation.  
Name of mother: *Nancy Ann Robust*, a citizen of the *Choctaw* Nation.  
Post Office: *Delmon, A. T.*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
*Central* District.

I, *Nancy Ann Robust*, on oath, state that I am *42* years of age and a citizen, by *birth*, of the *Choctaw* Nation; that I am the lawful wife of *B. J. Robust*, who is a citizen, by *birth*, of the *Choctaw* Nation; that a *male* child was born to me on the *24* day of *Nov*, 1896; that said child has been named *Ulysses Grant* and is now living.

Attest  
*C. F. Harris*

Subscribed and sworn to before me this *15* day of *May*, 1899.

*Nancy Ann Robust*  
her mark

*C. F. Harris*

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
*Central* District.

I, *Emily Williams*, a *midwife*, on oath, state that I attended on Mrs. *Nancy Ann Robust* wife of *B. J. Robust* on the *24* day of *Nov*, 1896; that there was born to her on said date a *male* child; that said child is now living and is said to have been named *Ulysses Grant*.

Attest  
*C. F. Harris*

Subscribed and sworn to before me this *15* day of *May*, 1899.

*Emily Williams*  
her mark

*C. F. Harris*

Notary Public.

"Ex A."

Affidavit of  
Eliza Walker  
to marriage of  
Benjamin S. Roberts  
and  
Eliza Walker

Central District  
Indian Territory.

I, Clara Walker on oath  
state that I am 60 years of  
age. That I reside in  
Harrison County Choctaw Nat.  
That I was present at the  
wedding of Benjamin F. Roback  
and Nancy A. Taylor. about  
April 1886.

That they were married by  
a recognized minister of the  
Gospel and according to  
Choctaw law.

Clara Walker.

Sworn and subscribed before me  
this the 16<sup>th</sup> day of April 1903

D. W. Oates  
Notary Public.

Ex B

Affidavit of  
Fannie W. Hanks  
to marriage of  
Benjamin I. Roebuck  
and  
Marion R. Roebuck.



Central District  
Indian Territory.

I, Finnie M. Sauls on oath  
state that I am 29 years  
of age, that I reside in  
Kiamichi County Choctaw  
Nation near Nelson P.O.  
That I was present at the  
marriage of Benjamin F  
Rorbeck and Nancy A Taylor  
in April 1885 in Kiamichi  
County Choctaw Nation and  
that they were married by  
a recognized minister of  
the gospel and according  
to Choctaw law -

Finnie M. Sauls.

Saw and subscribed to before me  
this the 16<sup>th</sup> day of April 1903

D. N. Oates

Notary Public

my commission expires Feb 8<sup>th</sup> 1904.

Father's name of Mary Ann St. Louis was  
Jas Taylor and Mother's name - Bessie  
Taylor.

Muskogee, Indian Territory, December 3, 1901.

Benjamin F. Roebuck,

Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation, of Clarissy K. Roebuck, the infant daughter of Benjamin F. and Nancy Roebuck, born August 6, 1901, and the same being in proper form has been duly filed with the records of this Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Commissioner in Charge.

7-1359

Muskogee, Indian Territory, December 3, 1901.

E. A. Brown,

Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 29th ultimo, enclosing the application for enrollment as a citizen of the Choctaw Nation, of Clarissy M. Roebuck, the infant daughter of Benjamin F. and Nancy Roebuck, born August 6, 1901, and such application being in proper form has been duly filed with the records of this office and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Commissioner in Charge.

7-1559

Muskogee, Indian Territory, February 27, 1903.

Nancy A. Roebuck,

Nelson, Indian Territory.

Dear Madam:

It is the present intention of the Commission to establish land offices in the Choctaw and Chickasaw nations April 1, 1903. The act of Congress approved July 1, 1902, provides:

"No person whose name does not appear upon the rolls as herein provided shall be entitled in any manner to participate in the distribution of the common property of the Choctaw and Chickasaw tribes."

It will be necessary, before your right to enrollment as an intermarried citizen of the Choctaw Nation can be determined, that you appear before the Commission and testify as to your status on September 25, 1903.

For this purpose the Commission has made an appointment at Atoka, Indian Territory, March 10 to 13, 1903, and you should personally appear at said place on one of the above dates for the purpose herein indicated. No further action can be taken relative to the determination of your right to enrollment until this testimony is received.

Respectfully,

Chairman.

Choctaw 1559

Muskogee, Indian Territory, March 31, 1903.

Nancy A. Robuck,  
Atlas, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of your letter of March 26, stating that you did not receive the notice in time to appear at the recent appointment of the Commission at Atoka, Indian Territory, and asking if you cannot now give the evidence required, either by appearing before the Commission or by affidavits.

In reply to your letter you are advised that you may appear before the Commission at its office at Muskogee, Indian Territory, to testify relative to your intermarried status on September 25, 1902. It would be advisable for you to make such appearance as early as possible, as until this testimony is received, no further consideration can be give your application for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Chairman.

Choctaw - 1559

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE NINE CIVILIZED TRIBES.  
MUSKOGEE, IND. TER., APRIL 8, 1903.

Additional testimony in the matter of the application  
for the enrollment of Nancy A. Roebuck as a citizen by intermarriage  
of the Choctaw Nation.

Nancy A. Roebuck, after being duly sworn, testified as follows:

Examination by the Commission.

- Q What is your name? A Nancy A. Roebuck.  
Q What is your age? A I am forty-four about.  
Q What is your post-office address? A Sometimes it is Nelsons  
and sometimes it is Atlas.  
Q To which place do you wish your mail addressed? A Atlas.  
Q In what nation is that? A I cannot tell you; I have no learning  
myself. It is in the Choctaw Nation.  
Q How long have you lived in the Choctaw Nation? A About twenty-  
five years.  
Q Have you lived there continuously for the past twenty-five years?  
A Yes sir.  
Q Have you never made your home anywhere else during that time?  
A No sir.  
Q Are you a white woman? Yes sir.  
Q Do you claim the right to enrollment as a citizen by intermarriage  
of the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim  
the right to enrollment as a citizen of the Choctaw Nation?  
A Ben Roebuck.  
Q Is he a recognized and enrolled citizen by blood of the Choctaw  
Nation? A Yes sir.  
Q Have his rights as such ever been disputed? A No sir.  
Q When were you married to Ben Roebuck? A It has been about 16  
years.  
Q Where was this marriage ceremony performed? A In the Choctaw  
Nation.  
Q Whereabouts in the Choctaw Nation? A I can't tell exactly; we  
brung it with us to show where we wuz married at.  
Q Were you married in the Choctaw Nation? A Yes sir.  
Q Who married you? A Parson Edmonds.  
Q Have you got any evidence of your marriage with you? A Yes sir.

There are offered in evidence, marked Exhibits A and B  
and made parts of the record herein, affidavits of Clara Walker and  
Finnie M. Sauls relative to the marriage of Benjamin F. Roebuck  
and Nancy A. Tayler.

- Q Are you and your Choctaw husband the identical persons referred to in these affidavits as Nancy A. Taylor and Benjamin F. Roebuck? A Yes sir.
- Q At the time of your marriage to Ben Roebuck were both of you living in the Choctaw Nation? A Yes sir.
- Q Were you ever married before your marriage to him? A No sir.
- Q Was he ever married before his marriage to you? A No sir.
- Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.
- Q There has been no separation of any kind whatsoever? A No sir.
- Q Are you at the present time living together as actual bona fide residents of the Choctaw Nation? A Yes sir.

S. A. Apple, stenographer to the Commission to the Five Civilized Tribes, states on oath that he reported in full the proceedings had in the above case on April 8, 1903, and that the foregoing transcript is a true, full and correct translation of his stenographic notes in said case.

S. A. Apple

Subscribed and sworn to before me this April 8, 1903.

Charles W. Sawyer

Notary Public.



1560

James E. Thompson et al

Choc

EMPTY

1561

Sissa Crittenden et al

Choc

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14125

IN RE

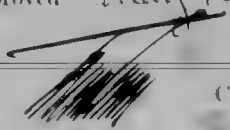
Application for Enrollment of  
INFANT CHILD.

*Mary Nettenden*

As a citizen of the

*Roelaw* Nation.

Approved May 10 1899.



Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES  
**FILED**

May 10 1899



CHAIRMAN.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of Mary Crittenden, born on the October day of 1894.  
Name of father: Rich Harkins, a citizen of the Cherokee Nation.  
Name of mother: Francis Crittenden, a citizen of the Cherokee Nation.  
Post Office: Beaville, L.P.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, \_\_\_\_\_, on oath, state that I am \_\_\_\_\_ years of age and a  
citizen, by \_\_\_\_\_, of the \_\_\_\_\_ Nation; that I am the  
lawful wife of \_\_\_\_\_ who is a citizen, by \_\_\_\_\_, of the  
\_\_\_\_\_ Nation; that a \_\_\_\_\_ child was born to me on the \_\_\_\_\_ day  
of \_\_\_\_\_, 1 \_\_\_\_\_; that said child has been named \_\_\_\_\_,  
and is now living.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1 \_\_\_\_\_.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, Sissa Crittenden, a Midwife, on oath, state that I  
attended on Mrs. Francis Crittenden, wife of \_\_\_\_\_,  
on the \_\_\_\_\_ day of October, 1894; that there was born to her on said date a female child;  
that said child is now living and is said to have been named Mary Crittenden.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1899.

AS Mckenzie  
Commissioner Notary Public.

IN RE

Application for Enrollment of

INFANT CHILD.

*Charles H. Hollander*

As a citizen of the

*State of*

Nation.

Approved *May 10*

1894

*[Signature]*

Commissioner.

COMM

FILED

*May 10 1894*

CHARTER

1561

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the \_\_\_\_\_ Nation,  
of \_\_\_\_\_, born on the \_\_\_\_\_ day of \_\_\_\_\_, 1896.  
Name of father: \_\_\_\_\_, a citizen of the \_\_\_\_\_ Nation.  
Name of mother: \_\_\_\_\_, a citizen of the \_\_\_\_\_ Nation.  
Post Office: \_\_\_\_\_

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

District.

I, \_\_\_\_\_, on oath, state that I am \_\_\_\_\_ years of age and a  
citizen, by \_\_\_\_\_ of the \_\_\_\_\_ Nation; that I am the  
lawful wife of \_\_\_\_\_ who is a citizen, by \_\_\_\_\_ of the  
United States Nation; that a \_\_\_\_\_ child was born to me on the \_\_\_\_\_ day  
of \_\_\_\_\_, 1896; that said child has been named \_\_\_\_\_  
and is now living.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1899.

\_\_\_\_\_  
Commissioner Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

District.

I, \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1899; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1899.

Notary Public.

7-1561

Muskogee, Indian Territory, April 10, 1906.

William Jones,

Bluff, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 4, 1906, in which you state that you married Isabelle Crittenden a citizen of the Choctaw Nation on November 22, 1902; you state that you are a Choctaw freedman and desire to be enrolled as an intermarried citizen.

In reply to your letter you are advised that under the act of Congress approved July 1, 1902, no person who married a citizen of the Choctaw or Chickasaw Nation subsequent to September 23, 1902 the date of the ratification of said act, is entitled to enrollment and allotment as an intermarried citizen of either of said nations.

Respectfully,

Acting Commissioner.

1562

William Smallwood et al

Choc

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INDEXED

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IN RE  
THE DEATH OF

*William Smallwood*

a citizen of the

*Choctaw*

Nation.

Approved

APR 11 1902

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*C. R. Breckinridge*

Commissioner.

DEPARTMENT OF JUSTICE,  
COMMISSION TO THE FEDERALIZED TRIBES.

FILED

APR 12 1902

ACTING CHAIRMAN.

1562

## DEPARTMENT OF THE INTERIOR.

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of *William Smallwood*  
(Here insert name of deceased.)  
 a citizen of the *Choctaw* Nation, who formerly resided at or near  
*Nelson* <sup>about the</sup> ~~last~~ day of *January*,  
(Here insert name of postoffice.) Ind. Ter., and died on the ~~last~~ day of *January*,  
 1902.

## AFFIDAVIT OF RELATIVE

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

*Northern* District.

I, *Lizzie Smallwood*, on oath state that I am *28*  
 years of age and a citizen, by *blood*, of the *Choctaw* Nation;  
 that my post office address is *Nelson*, Ind. Ter.; that I am  
*Grand niece* of *William Smallwood*,  
(State relationship as the father, an uncle, a cousin, etc.) (Here insert name of deceased.)  
 who was a citizen, by *blood*, of the *Choctaw* Nation;  
 and that said *William Smallwood* <sup>about the</sup> died on the ~~last~~ day of  
*January*, 1902.  
(Here insert name of deceased.)

WITNESSES TO MARK

(Must be Two  
 Witnesses.)

Subscribed and sworn to before me this

*1st* day of *April*, 1902  
*Claramitchellwood*  
 Notary Public.

## AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

*Northern* District.

I, *Henry Williams*, on oath state that I am *30*  
 years of age, and a citizen, by *blood*, of the *Choctaw* Nation;  
 that my post office address is *Nelson*, Ind. Ter.;  
(Here insert name of postoffice.)  
 that I was personally acquainted with *William Smallwood*,  
(Here insert name of deceased.)  
 who was a citizen, by *blood*, of the *Choctaw* Nation;  
 and that said *William Smallwood* <sup>about the</sup> died on the ~~last~~ day of  
*January*, 1902.  
(Here insert name of deceased.)

WITNESSES TO MARK:

(Must be Two  
 Witnesses.)

Subscribed and sworn to before me this

*1st* day of *April*, 1902  
*Claramitchellwood*  
 Notary Public.

Hennington, Ind Ter.

Jan 9th 1902.

Commissioners to the five Tribes,  
Gentlemen;

Please pardon my neglect in not explaining who my Choctaw wife was, she was enrolled at Goodland, I. T. her father's name is William Smallwood. Her name when enrolled was Rebecca Smallwood, at the Aug term of the Choctaw Court I was divorced from Sallie Murray now Sallie Webster and during the same term married to my present wife Rebecca S. Murray.

J. W. Dodson enrolled he said at Stigler lately moved here bought a small claim and has fenced over a mile square and has trespassed on my wife's allotment by building a house & fence on the same 40. I have over one third of said 40 in cultivation it was done over my objections during my absence we.

My field is in S W. Cor & Dodson has 12 or 15 acres in the N. E. corner of the same quarter section in cultivation all of the bal of said quarter section has until lately been public Domain. I fenced enough to protect my field 40 as I thought I was entitled to 80 of the 160 in question.

Dodson pulled down my fence and built his fence on the wreck of mine which places my enclosure inside of his enclosure to which he placed a gate with a lock & chain which forbids my entrance to my own enclosure on the same 40. I have in cultivation

# CORRECTION

THIS DOCUMENT

HAS BEEN

REPHOTOGRAPHED

TO ASSURE

LEGIBILITY

Hennington, Ind Ter.

Jan 9th 1902.

Commissioners to the five Tribes,  
Gentlemen;

Please pardon my neglect in not explaining who my Choctaw wife was, she was enrolled at Goodland, I. T. her father's name is William Smallwood. Her name when enrolled was Rebecca Smallwood, at the Aug term of the Choctaw Court I was divorced from Sallie Murray now Sallie Webster and during the same term married to my present wife Rebecca S. Murray.

J. W. Dodson enrolled he said at Stigler lately moved here bought a small claim and has fenced over a mile square and has trespassed on my wife's allotment by building a house & fence on the same 40. I have over one third of said 40 in cultivation it was done over my objections during my absence we.

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Dodson pulled down my fence and built his fence on the wreck of mine which places my enclosure inside of his enclosure to which he placed a gate with a lock & chain which forbids my entrance to my own enclosure on the same 40. I have in cultivation

in other words he wants it all as his farming house and fence against my field is proof enough. Indians here will sustain my right to said 80 which he has intruded on and are disgusted with his greed as he is leasing out to 3 or 4 families land that dont belong to him many here doubt his right to Citizenship and if he has a claim he exceeds that right very many requested me to notify the Authorized Authority on such cases.

Hoping to receive an opinion on how to decide and Act in the matter of protection as might seem to be right and the rich wire in block out the poor with out regards to lines or limits or regulations, ect.

Yours most respectfully

Frank Murray.

Muskogee, Indian Territory, January 14, 1902.

Frank Murray,

Bennington, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 9th instant, replying to our communication of January 3, 1902, relative to a dispute between you and one, J. W. Dodson as to the possession of a certain tract of land in the Choctaw Nation.

The Commission on January 3, 1902, in reply to your letter of December 29, 1901, wrote you that it appeared from our records that Sallie Murray, your Choctaw wife, obtained a divorce from you August, 16, 1900 and that she is now the wife of Frank Webster.

In your letter of the 9th instant, you state that at the August term 1901 of the Choctaw court for your District, you was divorced from your former Choctaw wife, Sallie Murray, but during the same term of court was married to your present wife, Rebecca S. Murray, a citizen by blood of the Choctaw Nation and the daughter of William Smallwood.

As you were informed in our letter of January 3, 1902, the Commission cannot at this time take any cognizance of or render any opinion relative to disputes arising between persons as to the possession of any certain tract of land in the Choctaw

FM 2

Chickasaw country but that matters of this character will receive the consideration of the Commission upon the establishment of an allotment office in the Choctaw-Chickasaw country for the purpose of allowing the citizens of these two tribes to make selection of and file upon their prospective allotments.

From an examination of our records at this time it does not appear that you are entitled to recognition in any manner as a citizen by intermarriage of the Choctaw Nation. When you were listed for enrollment by this Commission as a citizen by intermarriage of the Choctaw Nation on August 14, 1899, it was in pursuance of your marriage in accordance with the laws of the Choctaw Nation, to one, Sallie Jones, a citizen by blood of that nation but it appears that since the time you were so listed that you have abandoned the Choctaw woman through whom you acquired your rights as an intermarried citizen of the Choctaw Nation and have forfeited your rights to such citizenship under the following provision of the act of the National Council of the Choctaw Nation, of November 9, 1875:

"Every person who shall lawfully marry, under the provisions of this act, and afterwards abandon his wife or her husband shall forfeit every right of citizenship, and shall be considered an intruder and removed from this Nation by order of the Principal Chief."

The statement that you have since your divorce from Sallie Murray, married Rebecca Smallwood, a citizen by blood of the Choctaw Nation, is not sufficient evidence for the Commission to



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whether you are entitled to any rights by reason of your marriage to Rebecca Smallwood as a citizen by intermarriage of the Choctaw Nation.

If you have married Rebecca Smallwood in accordance with the tribal laws of the Choctaw Nation and are desirous of acquiring intermarried rights by that union, it will be necessary for you to personally appear before the Commission at its office at Muskogee, Indian Territory for the purpose of making application for enrollment as an intermarried citizen of the Choctaw Nation by reason of your marriage to Rebecca Smallwood and exhibit the evidence of your marriage to her in accordance with the tribal laws of the Choctaw Nation.

Yours Truly,

Commissioner in Charge.

V-1562

1563

Alfred

Bacon

et al

Choc

---

Muskogee, Indian Territory, November 14, 1901.

H. W. Hodge,

Goodland, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 7th instant, in which you desire to be informed if William Hailey and Jane Foster, Alfred Bacon and Isaac Alexander have been enrolled by this Commission as citizens of either the Choctaw or Chickasaw Nations.

Replying to your inquiry you are informed that it appears from our records that on November 17, 1899, Willie Tullihela, 21 years of age of Garvin, Indian Territory, was listed for enrollment as a citizen of the Choctaw Nation his name having been identified from the 1896 census roll of Red River County, Choctaw Nation, where it was found as Willie Haley.

It further appears that on May 11, 1899, Isaac Alexander 60 years of age, of Grant, Indian Territory, with his wife, Sallie and his two step-children, Lucy and Edward Peter were listed for enrollment as citizens of the Choctaw Nation.

Also that on May 10, 1899, Alfred Bacon, 42 years of age, of Mayhew, Indian Territory, with his wife Eliza Bacon and his

R H H 2

daughter Mary Bacon and his step-children, Isaac, David and Jane Jones were listed for enrollment as citizens of the Choctaw Nation.

All of these persons appear from our records to be full blood Choctaw Indians and have been identified from the tribal rolls of the Choctaw Nation.

We are unable to find any record of an application having been made by Jane Foster for enrollment as a citizen of the Choctaw or Chickasaw Nations and if you desire further information concerning her, it will be necessary that you furnish her full name, her age, her maiden name if she is married, the names of other members of her family and any other information you may have that will identify her as listed for enrollment.

Yours truly,

Acting Chairman.

7-1563

7-1635

7-4927

enc l 7-1563 ✓

20

IN RE

Application for Enrollment of

INFANT CHILD

*Fannie Durant*

as a citizen of

*Choctaw*

Nation.

Approved,

DEC 6 1902

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*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

DEC 6 1902

*[Signature]*  
ACTING CHAIRMAN.

*Choctaw #1563.*

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Fannie Durant, born on the 10 day of June, 1900  
Here insert name of child  
Name of Father: Summie Durant, a citizen of the Choctaw Nation,  
Name of Mother: Mary Durant, a citizen of the Choctaw Nation,  
Post-office, Mary, New J. T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.

INDIAN TERRITORY,  
Central

District.

I, Mary Durant, on oath state that I am 20  
years of age and a citizen, by Blood, of the Choctaw Nation;  
that I am the lawful wife of Summie Durant, who is a citizen, by  
Blood, of the Choctaw Nation, that a Female child was  
(male or female)  
born to me on the 10 day of June, 1900 that said child has been  
named Fannie Durant and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)

Isaac G. Jones  
Alvin Jones

Mary Durant  
Mark

Subscribed and sworn to before me this 31 day of August, 1900.

Thos. W. Maxwell

NOTARY PUBLIC.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA.

INDIAN TERRITORY,  
Central

District.

I, Lena Jones, a Midwife, on oath state that I  
attended on Mrs. Mary Durant, wife of Summie Durant  
on the 10 day of June, 1900 that there was born to her on  
said date a Female child; that said child is now living and is said to have been  
(male or female)  
named Fannie Durant.

WITNESSED TO MARK:

(Must be Two  
Witnesses)

Lena Jones

Subscribed and sworn to before me this 31 day of August, 1901.

Thos. W. Maxwell

NOTARY PUBLIC.

INDEXED

IN RE

Application for Enrollment of

INFANT CHILD.

*Sam Jones*  
As a citizen of the  
*Choctaw*

Nation.

Approved

*May 17*

1894

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

*May 17 1894*

CHAIRMAN.

CHOCTAW.

1563

1563

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Jane Jones, born on the 30th day of January, 1898  
Name of father: Joseph Jones, a citizen of the Choctaw Nation.  
Name of mother: Mary Bacon, a citizen of the Choctaw Nation.  
Post Office: Mayhew Ind. Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Mary Bacon, on oath, state that I am 17 years of age and a  
citizen, by Blood, of the Choctaw Nation; that I am the  
~~divorced~~ wife of Joseph Jones who is a citizen, by Blood, of the  
Choctaw Nation; that a Girl child was born to me on the 30th day  
of January, 1898; that said child has been named Jane Jones  
and is now living.

Subscribed and sworn to before me this 13th day of May, 1898.

Thomas W. Maxwell  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Lena Jones, a Nurse, on oath, state that I  
attended on Mrs. Bacon Divorced, wife of Joseph Jones  
on the 30th day of January, 1898; that there was born to her on said date a Girl child;  
that said child is now living and is said to have been named Jane Jones.

Subscribed and sworn to before me this 13th day of May, 1898.

Thomas W. Maxwell  
Notary Public.



1564

Phelin Le Flore et al

Choc

611

IN RE

Application for Enrollment of

INFANT CHILD.

*Charles H. Hore*

As a citizen of the

*Cherokee*

Nation.

Approved

*June 1*

1899

  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE LAND OWNED BY TRIBES

FILED

*June 1 1899*

  
Chairman.

CHOTTAW.

1564

1524

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of Ada Laflore, born on the 17th day of January, 1898.  
Name of father: Phelin Laflore, a citizen of the Cherokee Nation.  
Name of mother: Sophia Laflore, a citizen of the Cherokee Nation.  
Post Office: May hen Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Sophia Laflore, on oath, state that I am 38 years of age and a  
citizen, by Blood, of the Cherokee Nation; that I am the  
lawful wife of Phelin Laflore who is a citizen, by Blood, of the  
Cherokee Nation; that a Girl child was born to me on the 17th day  
of January, 1898; that said child has been named Ada Laflore  
and is now living.

Subscribed and sworn to before me this 20th day of May, 1898.

Thomas W. McQuell

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Margaret Jane Wilson Midwife, on oath, state that I  
attended on Mrs. Sophia Laflore, wife of Phelin Laflore  
on the 17th day of January, 1898; that there was born to her on said date a Girl child;  
that said child is now living and is said to have been named Ada Laflore.

Subscribed and sworn to before me this 20th day of May, 1898.

Thomas W. McQuell

Notary Public.

My commission Expires August 19th 1902

(No letter)

1565

Martin Speaker et al

Choc

EMPTY

1566

Isaac Nelson et al

Choc

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IN RE

Application for Enrollment of

INFANT CHILD

*Cole E. Nelson*

as a citizen of

*Chocma*

Nation.

Approved

MAY 15 1902

1902

*W. A.*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

MAY 28 1902

*W. A.*

ACTING CHAIRMAN.

7566

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Application for Enrollment, as a citizen of the Choctaw Nation,  
of Cole E Nelson, born on the 1<sup>st</sup> day of Feb, 1902  
(Here insert name of child.)  
Name of Father: Isaac Nelson a citizen of the Choctaw Nation.  
Name of Mother: Emma Nelson a citizen of the Choctaw Nation.  
Post-office Grant Ind Ly

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Emma Nelson, on oath state that I am 34  
years of age and a citizen, by law, of the Choctaw Nation;  
that I am the lawful wife of Isaac Nelson, who is a citizen, by  
blood, of the Choctaw Nation; that a male child was  
(male or female.)  
born to me on the first day of February, 1902, that said child has been  
named Cole E Nelson, and is now living.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 26<sup>th</sup> day of March, 1902

J T Woodward

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Susan Drew, a mid wife, on oath state that I  
attended on Mrs. Emma Nelson, wife of Isaac Nelson  
on the first day of February, 1902; that there was born to her on  
said date a male child; that said child is now living and is said to have been  
(male or female.)  
named Cole E Nelson.

WITNESSES TO MARK:

(Must be Two Witnesses)

Susan Drew  
mark

Subscribed and sworn to before me this 26<sup>th</sup> day of March, 1902

J T Woodward

NOTARY PUBLIC.

INDEXED

IN RE

Application for Enrollment of

INFANT CHILD.

*Olney Nelson*

As a citizen of the

*Kataw*

Nation.

Approved

*May 10*

1899.

*[Signature]*

Commissioner.

DEPARTMENT OF THE  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

*May 10 1899*

*[Signature]*  
Clerk

CHIEF

1899



Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of Patsy Nelson, born on the 27 day of January, 1898  
Name of father: Isaac Nelson, a citizen of the Cherokee Nation.  
Name of mother: Anna Nelson, a citizen of the Cherokee Nation.  
Post Office: Grant, S. D.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, Anna Nelson, on oath, state that I am 35 years of age and a  
citizen, by blood, of the Cherokee Nation; that I am the  
lawful wife of Isaac Nelson who is a citizen, by blood, of the  
Cherokee Nation; that a child was born to me on the 27th day  
of January, 1898; that said child has been named Patsy Nelson,  
and is now living.

Subscribed and sworn to before me this 10th day of May, 1899.

As Messenger  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, \_\_\_\_\_, a \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1899; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1899.

Notary Public.

7-1566

Muskogee, Indian Territory, March 28, 1902.

Isaac Nelson,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Cole E. Nelson the infant son of Isaac and Emma Nelson born February 1, 1902 and the same being in proper form has been duly filed with the records of the Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Commissioner in Charge.

1567

Gabriel Nelson et al

Choc

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Choctaw 1567

Muskogee, Indian Territory, October 28, 1903.

J. T. Redman,

Antioch, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of October 19, in which you state that your wife's maiden name was Laura Homer; you further state that you have never made application to this Commission for enrollment as an intermarried citizen, and ask if it is now too late to be enrolled. You also wish to know who will take your dead wife's allotment, and who will receive the same after it is allotted.

In reply to your letter you are informed that under the provisions of the act of Congress of July 1, 1902, which was ratified by the Choctaw and Chickasaw Nations on September 25, 1902, it is believed that this Commission is without authority to receive or consider any original applications for enrollment in the Choctaw nation.

You are further advised that it appears from our records that Laura Redman, formerly Homer, died July 27, 1903. Relative to the selection of her allotment your attention is invited to section 13 of the rules and regulations governing the selection of allotments and the designation of homesteads in the Choctaw and Chickasaw Na-

J T R 2

tions, copy of which is herewith inclosed you.

Relative to that part of your letter in which you ask who will receive your wife's allotment after the same has been selected, your attention is called to the provisions of section thirty five of the act of Congress of July 1, 1902, above referred to, copy of which is also inclosed you herewith for your information.

Respectfully,

Commissioner in Charge.

Rules for allotment  
Choctaw-Chickasaw  
agreement.

7-1779  
7-1867

Muskogee, Indian Territory, November 24, 1903.

Gabriel C. Nelson,  
Antlers, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your affidavit relative to the right to enrollment of your son, stating that the name of your son, Damon Nelson, does not appear upon the rolls of citizenship of the Choctaw or Chickasaw Nation, but that this child is entitled to enrollment as a citizen of the Choctaw Nation.

The affidavit forwarded by you has been filed with the records of the Commission.

You are informed that it appears from our records that Laymon Gibson about six years of age, the son of Gabriel Nelson and Susan Gibson, has been enrolled as a citizen by blood of the Choctaw Nation and his enrollment has been approved by the Secretary of the Interior. It is believed that this is the child referred to in your letter as Damon Nelson.

Respectfully,

Chairman.

7-1657

Muskogee, Indian Territory, August 8, 1904.

Post-Master,

Boswell, Indian Territory.

Dear Sir :-

A letter recently addressed by the Commission to Ratio Battiest, Boswell, Indian Territory, has been returned to this office, marked "Deceased".

If you are able to state the name of some person who can furnish the Commission with evidence of the death of said Ratio Battiest, your action in so doing will be duly appreciated. Enclosed herewith you will find envelope for your reply.

Respectfully,

Commissioner in Charge.

1568

moses

Keneubbe

et al

Choc

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INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

*Eliza Kinnab*  
as a citizen of

*Cherokee* Nation.

Approved

NOV 24 1902

190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

NOV 24 1902

*[Signature]*  
ACTING CHAIRMAN.

CHOCIAW. #1568

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
of *Eliza Kameabe*, born on the *1<sup>st</sup>* day of *Aug*, 190*1*  
(insert name of child)  
Name of Father: *Moses Kameabe* a citizen of the *Choctaw* Nation.  
Name of Mother: *Betsy Kameabe* a citizen of the *Choctaw* Nation.  
Post-office *Linton, I.T.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
*Central* District.

I, *Betsy Kameabe*, on oath state that I am *28*  
years of age and a citizen, by *Blood*, of the *Choctaw* Nation;  
that I am the lawful wife of *Moses Kameabe*, who is a citizen, by  
*Blood*, of the *Choctaw* Nation; that a *Female* child was  
(male or female)  
born to me on *1<sup>st</sup>* day of *August*, 190*1*; that said child has been  
named *Eliza Kameabe*, and is now living.

WITNESSES TO MARK:

(Must be Two Witnesses)

*D. W. Binswells* *Betsy Kameabe*  
*J. M. Miller* *mark*

Subscribed and sworn to before me this *20* day of *Nov*, 190*2*

*D. P. Harrel*  
*mark*

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
*Central* District.

I, *Jane Stilson*, a *Midwife*, on oath state that I  
attended on Mrs. *Betsy Kameabe*, wife of *Moses Kameabe*  
on the *1<sup>st</sup>* day of *August*, 190*1*; that there was born to her on  
said date a *Female* child; that said child is now living and is said to have been  
(male or female)  
named *Eliza Kameabe*.

WITNESSES TO MARK:

(Must be Two Witnesses)

*D. W. Binswells* *Jane Stilson*  
*J. M. Miller* *mark*

Subscribed and sworn to before me this *20* day of *Nov*, 190*2*

*D. P. Harrel*  
*mark*

NOTARY PUBLIC

7-1568.

Muskogee, Indian Territory, November 24, 1902.

Moses Kaneabe,

Linton, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Eliza Kaneabe, infant daughter of Moses and Betsy Kaneabe, born August 1, 1901; and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

1569

Susan Allen et al

Choc

INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

*Jackie Ware*

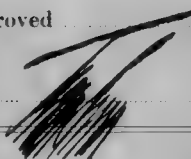
As a citizen of the

*Choctaw*

Nation.


Approved

*May 10* 1899.



Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES  
FILED



CHAIRMAN.

CHOCTAW.

1569

Department of the Interior,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of Jackie B. Blue, born on the 12 day of December, 1899.  
Name of father: Allen B. Blue, a citizen of the Chickasaw Nation.  
Name of mother: Susan Allen, a citizen of the Chickasaw Nation.  
Post Office: Manhatta, Okla.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Chickasaw District.

I, Susan Allen, on oath, state that I am 35 years of age and a  
citizen, by blood, of the Chickasaw Nation; that I am the  
lawful wife of Allen B. Blue, who is a citizen, by blood, of the  
Chickasaw Nation; that a child was born to me on the 12 day  
of December, 1899; that said child has been named Jackie B. Blue  
and is now living.

Subscribed and sworn to before me this 11 day of May, A.D. 1899.

A. S. Mackinnon  
Commissioner Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, \_\_\_\_\_, a \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1899; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1899.

Notary Public.

CHOCTAW.

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

Sam Perry Thomas  
as a citizen of

Choctaw

Nation.

Approved.

OCT 21 1902

1902

10/21/1902

COMMISSION TO THE

FILED

OCT 21 1902

ACTIVE CHAIRMAN

Enc Y-3

CHOCTAW.

1569

## DEPARTMENT OF THE INTERIOR.

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation.  
 of Isom Perry Thomas, born on the 25th day of October, 1901  
 Name of Father: Wilson Thomas, a citizen of the Choctaw Nation.  
 Name of Mother: Susan Thomas, a citizen of the Choctaw Nation.  
 Post-office: Nelson

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.

Indian Territory.  
Antlers Central District.

I, Susan Thomas (ne Allen), on oath state that I am about 30 years of age and a citizen, by Birth of the Choctaw Nation; that I am the lawful wife of Wilson Thomas, who is a citizen, by Birth of the Choctaw Nation, that a male child was born to me on the 25th day of October, 1901; that said child has been named Isom Perry Thomas, and is now living.

WITNESSES TO MARK

(Must be Two Witnesses)

B. G. Rogers  
H. M. Harris  
 Subscribed and sworn to before me this 25th day of December, 1901.  
My Commission Expires April 16, 1902 E. C. Brown  
 NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA.

Indian Territory.  
Antlers Central District.

I, Benson Thomas, on oath state that I was present with Mrs. Susan Thomas, wife of Wilson Thomas, on the 25th day of October, 1901; that there was born to her on said date a male child; that said child is now living and is said to have been named Benson Thomas Isom Perry Thomas Benson Thomas

WITNESSES TO MARK:

(Must be Two Witnesses)

Benson Thomas  
 Subscribed and sworn to before me this 23rd day of December, 1901.  
My Commission Expires April 16, 1902 E. C. Brown  
 NOTARY PUBLIC



00 100 10

F 100 10

00 100 10

*Handwritten notes:*  
100 100 10  
100 100 10

Dear Mr. [unclear] I am  
writing to you  
that Mr. [unclear]  
and Mr. [unclear] [unclear]

and Mr. [unclear] [unclear]  
[unclear] [unclear] the [unclear] [unclear]  
[unclear] [unclear] [unclear] [unclear]  
[unclear] [unclear] [unclear] [unclear]  
[unclear] [unclear] [unclear] [unclear]  
[unclear] [unclear] [unclear] [unclear]  
[unclear] [unclear] [unclear] [unclear]

Muskogee, Indian Territory, February 1, 1902.

E. A. Brown,

Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 29th ultimo, enclosing marriage certificate of Wilson Thomas and Susan Allen and also enclosing the application for enrollment as a citizen of the Choctaw Nation of Isom Perry Thomas, the infant son of Wilson and Susan Thomas, born October 23, 1901.

The papers enclosed in your letter are returned to you herewith for further information regarding Wilson Thomas, the father of the child for whom application is made.

In the Affidavit of Susan Thomas it is stated that she is the lawful wife of Wilson Thomas, a citizen by birth of the Choctaw Nation. If this is correct you are requested to state the time and place Wilson Thomas appeared before this Commission for enrollment, his age, his name as given at that time and any other information you may have that will identify him as listed for enrollment as a citizen of the Choctaw Nation.

Upon receipt of the information requested above and the return of the application for enrollment and evidence of marriage enclosed you herewith, the matter will be given further considera-

2 A B 2

tion.

Yours truly,

Acting Chairman.

7-1569

Enc Y-3

Muskogee Indian Territory, October 1, 1902.

E. A. Brown,

Nelson, Indian Territory.

Dear Sir:

On February 1, 1902, the Commission returned to you the marriage certificate of Wilson Thomas and Susan Allen, and also the application for enrollment as a citizen of the Choctaw Nation of Isom Perry Thomas, infant son of Wilson and Susan Thomas, born October 25, 1901, for further information regarding Wilson Thomas, the father of the child for whom application was made. You were requested to state the time and place Wilson Thomas appeared before this Commission for enrollment, his age, his name as given at that time, and any other information that you might have which would identify him as listed for enrollment as a citizen of the Choctaw Nation. Neither the information requested nor the application for enrollment and marriage certificate were ever returned to the Commission.

It will be necessary in the matter of the enrollment of Susan Thomas (nee Allen) and the child, Isom Perry Thomas, that this information and the papers referred to be forwarded to the Commission as soon as practicable.

E A B 2

An envelope for your reply is inclosed herewith, which requires no postage.

Respectfully,

Acting Chairman.

Env.

Muskogee, Indian Territory, October 1, 1902.

Susan Thomas,

Wayhew, Indian Territory.

Dear Madam:

On February 1, 1902, the Commission returned to E. A. Brown, Nelson, Indian Territory, the marriage certificate of Wilson Thomas and Susan Allen, and also the application for enrollment as a citizen of the Choctaw Nation of Isom Perry Thomas, infant son of Wilson and Susan Thomas, born October 23, 1901, asking for further information regarding Wilson Thomas, but no reply was received. You are requested to inform the Commission of the time and place Wilson Thomas appeared before this Commission for enrollment, his age, his name as given at that time, and any other information that will lead to his identification as being listed for enrollment as a citizen of the Choctaw Nation.

It will be necessary that this information be supplied in the matter of your own enrollment as well as in the matter of the enrollment of your son, Isom Perry Thomas. This should receive immediate attention.

An envelope for your reply is inclosed herewith, which requires no postage.

Respectfully,

Env.

Acting Chairman.

Choctaw 1569

Muskogee, Indian Territory, November 24, 1902.

E. A. Brown,

Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 18th instant, relative to the right to enrollment as a citizen of the Choctaw Nation of Wilson Thomas.

You state that this man has recently appeared before you and submitted the following statement relative to his recognition as a citizen of the Choctaw Nation; that he is the son of John Thomas who died when he was very young and the cousin of Philip Ishcomer who has been enrolled by the Commission; that he was enrolled by Davis Homer at Goodland in 1893 and also by Choctaw commissioners Oakes, Irving and Everidge in 1896; that he did not receive the net proceeds payment or the leased district money but that his wife who did draw both was told at the time she drew her leased district money that he could not draw any because his mother was a white woman and for this reason he has never made application to be enrolled by the Commission.

The first intimation the Commission had of any claim to enrollment as a citizen of the Choctaw Nation of Wilson Thomas was in January, 1902, when an application was submitted for the



E A B 2

enrollment of Isom Perry Thomas, the infant son of Wilson and Susan Thomas. Wilson Thomas at that time made claim to be a citizen of the Choctaw Nation but we are unable to find his name either upon the 1893 Leased District Payment roll or 1896 census roll of the Choctaw Nation.

As he has not up to this time made any application to the Commission to be enrolled it is suggested that he present himself in person before the representatives of the Commission at one of the appointments designated in the circular enclosed you herewith, in order that a sufficient record may be made upon which his right to enrollment may be determined.

It is necessary that this application be made prior to December 25, 1902 as after that date the Commission will be without authority to receive application of any person whomsoever for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

Enc.circular

7-1569

Muskogee, Indian Territory, June 22, 1906.

J. T. Jeter,

Soper, Indian Territory.

Dear Sir:

Your letter of June 6, 1906, addressed to the United States Indian Agent has been by him referred to this office for consideration and appropriate action. Therein you refer to the right of Wilson Thomas a half breed Choctaw Indian, to enrollment as a citizen of the Choctaw Nation.

In reply to your letter you are advised that if it is claimed that Wilson Thomas has made an application within the meaning of the Act of Congress approved April 26, 1906, and it can be shown that this office has record of such application, he will be heard upon his personal appearance at this office, notice of the time of taking such testimony having been served upon the attorneys for the Choctaw and Chickasaw Nations.

Respectfully,

Commissioner.

7-1569

Muskogee, Indian Territory, December 8, 1906.

W. P. Stewart,

Antlers, Indian Territory.

Dear Sir:

Replying to your letter of October 31, 1906, relative to an application for the enrollment of Wilson Thomas as a citizen by blood of the Choctaw Nation, you are advised that it appears from the records of this office that Susan Thomas, wife of Wilson Thomas has been enrolled as a citizen by blood of the Choctaw Nation and that their child Ison Perry Thomas has also been enrolled as a citizen by blood of said nation.

You are further advised that if Wilson Thomas claims to have made an application within the meaning of the act of Congress approved April 26, 1906, his testimony will be heard upon his personal appearance at this office.

Respectfully,

Acting Commissioner.

17355-1909  
17337-1909

Muskogee, Oklahoma, July 24, 1909.

Subject:

Enrollment of  
Wilson Thomas.

Mr. Charles Knapp,

District Agent,

Hugo, Oklahoma,

Sir:

I am in receipt of your letter of July 14, 1909, relative to the enrollment of Wilson Thomas, which has been referred to this office by the United States Indian Superintendent. There was inclosed therewith affidavit of Wilson Thomas, in duplicate, relative to his right to enrollment as a citizen by blood of the Choctaw Nation.

You state that you are acquainted with Wilson Thomas, and know that he is a half blood Choctaw Indian; that he is a cousin of Benson Thomas, of Soper, Oklahoma, a full blood Choctaw, their fathers being brothers.

In reply you are advised that it appears from the records of this office that Susan Thomas and Isaac Perry Thomas, wife and child of Wilson Thomas, have been enrolled as citizens by blood of the Choctaw Nation, and their names are opposite Numbers 14679 and 14681 on said roll.

CK 2

It also appears that on June 6, 1906, and June 25, 1906, petitions were filed by Wilson Thomas, praying for his enrollment as a citizen by blood of the Choctaw Nation, and alleging that he had theretofore made application for his enrollment in said nation.

The records of this office did not show that such an application had been made in his behalf, but it appearing that application had been filed for the enrollment of his child, Isaac Perry Thomas, in which he was alleged to be a Choctaw by blood, and his name having been found upon the 1885 Census Roll and the 1893 Leased District Payment Roll of the Choctaw Nation, Boktukle County, he was advised on August 27, 1906, and October 2, 1906, that he might appear at the general office of the Commissioner to the Five Civilized Tribes, Muskogee, Indian Territory, for the purpose of giving testimony to show that an application had been made for his enrollment within the time provided by the Act of Congress approved April 26, 1906.

Mr. W. P. Stewart, an attorney at law, of Antlers, Indian Territory, also addressed letters of inquiry to this office concerning the right of Wilson Thomas to enrollment, and on October 1, 1906 and December 8, 1906, he was advised to the same effect.

No further action was taken by or on behalf of Wilson Thomas, and inasmuch as he had no application pending before this office no further action was taken by the Commissioner relative

C X 2

to the matter.

While it would appear that Wilson Thomas might have been entitled to enrollment had he presented his case within the time provided by law, this office is now without authority to receive or entertain any application for enrollment, and it is not believed that any relief can be afforded Wilson Thomas at this time, by this office.

The affidavits have been retained for the office files.

Respectfully,

Commissioner.

AB

Through the United States

Indian Superintendent.

1570

George Crowder

Choc

7-1463  
7-1501

7-1499  
7-1570

Muskogee, Indian Territory, December 7, 1903.

Commission to the Five Civilized Tribes,  
Cherokee Enrollment Division,  
Tahlequah, Indian Territory.

Gentlemen:

In the matter of the application for the enrollment as citizens by blood of the Choctaw Nation of Zarabelle Going, Betsy Wright and her children, Thomas E., Mary E. and Lenard Daleo Wright, Bolden Crowder and his children, William T., Silvey E. and Allie Bama Crowder, and George Crowder, it appears from the records of the Choctaw-Chickasaw Enrollment Division that said applicants are children and grandchildren of Flora Crowder, deceased, who was a recognized and enrolled citizen by blood of the Cherokee Nation. It does not appear from our records whether or not the above named applicants have ever been enrolled by the Cherokee tribal authorities or whether they have ever made application to the Commission for enrollment as citizens of the Cherokee Nation.

You are therefore requested to inform the Choctaw-Chickasaw Enrollment Division as to whether the names of any of the above named applicants appear on the Cherokee tribal roll or whether they have been listed for enrollment as citizens of the Cherokee Nation.

Respectfully,



7-1570

(COPY)

Tahlequah, Indian Territory, December 12, 1903.

Commission to the Five Civilized Tribes,  
Chootaw-Chickasaw Enrollment Division,  
Muskogee, Indian Territory.

Gentlemen:

Receipt is acknowledged of Commission's letter of December 10, Chootaw 1463, 1499, 1501 & 1570, asking if Zarabelle Going, Betsey Wright and her children, Thomas E., Mary M. and Lenard Daleo Wright, Bolden Crowder and his children, William T., Silvey E. and Allie Bama Crowder and George Crowder are applicants for enrollment as citizens of the Cherokee Nation or if their names appear upon any of the tribal rolls of the Cherokee Nation.

In reply I have the honor to state that none of the persons named above are applicants for enrollment as citizens of the Cherokee Nation nor are their names identified upon any of the Cherokee tribal rolls in the possession of this Commission.

Respectfully,

(Signed) Bruce C. Jones,

Chief Clerk,  
Cherokee Land Office.

MH

Choctaw 1570

Muskogee, Indian Territory, January 13, 1904.

Thomas Crowder,

Crowder, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of December 22, 1903, addressed to the Secretary of the Interior, which has been by him referred to this Commission for consideration and appropriate action. Therein you state that your sister, Fannie Wallace, has been enrolled, and ask why your name does not appear upon the final roll.

In reply to your letter you are advised that Fannie Wallace, daughter of Thomas C. and Flora Crowder, has been enrolled as a citizen by blood of the Choctaw nation, and her enrollment approved by the Secretary of the Interior. You are requested to state your age, the names of your brothers and sisters, whether or not you were ever known by the name of George, or whether you have a brother George. The matter of your inquiry will then receive further consideration.

Respectfully,

Chairman.

Choctaw-1570

Muskogee, Indian Territory, January 16, 1904.

George Crowder,

Madill, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 16, 1904, asking if your enrollment has been approved.

In reply to your letter you are informed that George Crowder, son of Thomas Crowder and Flora Crowder, has been listed for enrollment as a citizen by blood of the Choctaw Nation, but his name has not yet been placed upon the schedules of citizens by blood of the Choctaw Nation, prepared for forwarding to the Secretary of the Interior.

Respectfully,

Chairman.

Muskogee, Indian Territory, February 5, 1904.

George Crowder, Jr.,

Boswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 1st inst., giving the names of your parents and other relatives and requesting information relative to your enrollment as a citizen by blood of the Choctaw Nation.

You are advised that George Crowder, son of Thomas and Flora Crowder, has been listed for enrollment as a citizen by blood of the Choctaw Nation, but his name has not yet been placed upon a schedule of citizens by blood of said Nation, prepared for forwarding to the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

Choctaw 1499  
Choctaw 1501  
Choctaw 1570

Muskogee, Indian Territory, May 11, 1904.

Bolden Crowder,

Boswell, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of May 4, asking if you and your brother, George P. Crowder and your sister, Bettie Wright, have been approved.

In reply to your letter you are advised that the names of Bolden Crowder and his children, William T., Silvey E., and Allie Bama Crowder, and his brother, George Crowder, have been placed upon a schedule of citizens by blood of the Choctaw Nation which has been forwarded to the Secretary of the Interior but the Commission has not yet been notified of Departmental action thereon.

The names of Betsy Wright and her children, Thomas E., Mary M. and Lenard Oaks Wright, have not yet been placed upon the schedules of citizens by blood of the Choctaw Nation prepared for forwarding to the Secretary of the Interior.

Respectfully,

Chairman.

7-1577

Muskogee, Indian Territory, June 7, 1906.

Lucy L. Crowder,  
Boswell, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of June 1, 1906, in which you state you make application for enrollment as an intermarried citizen of the Choctaw Nation by reason of your marriage to George Crowder a citizen by blood of the Choctaw Nation January 8, 1905.

In reply to your letter you are advised that under the act of Congress approved July 1, 1902, no person who married a citizen of the Choctaw or Chickasaw Nation subsequent to September 25, 1902, the date of the ratification of said act, is entitled to enrollment and allotment as an intermarried citizen of said nations.

Respectfully,

Commissioner.

7-1456  
7-1501  
7-1570  
7-5650

Muskogee, Indian Territory, September 18, 1906.

S. E. Barker,

Foswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of September 9, 1906, asking the status of your application for enrollment as an intermarried citizen of the Choctaw Nation; you also ask if the name of Dora Wallace, daughter of J. H. and Fannie Wallace is on the 1893 leased district payment roll; you further ask the status of the application for the enrollment of Lizzie Allen who was married to Welden Crowder, March 29, 1902; Mary Allen who was married to Green Crowder May 29, 1902 and Lucy McCreary who was married to George Crowder January 8, 1905.

In reply you are advised that it does not appear from the records of this office that applications have been made by or behalf of S. E. Barker, Lucy Crowder and Mary Crowder for enrollment as intermarried citizens of the Choctaw Nation and in this connection your attention is invited to the following provision of the Act of Congress approved April 26, 1906:

"That after the approval of this Act no person shall be enrolled as a citizen or freedman of the Choctaw, Chickasaw, Cherokee, Creek, or Seminole tribes of Indians in the Indian Territory, except as herein otherwise provided, unless application for enrollment was

made prior to December first, nineteen hundred and five, and the records in charge of the Commissioner to the Five Civilized Tribes shall be conclusive evidence as to the fact of such application; and no motion to reopen or reconsider any citizenship case, in any of said tribes, shall be entertained unless filed with the Commissioner to the Five Civilized Tribes within sixty days after the date of the order or decision sought to be reconsidered except as to decisions made prior to the passage of this Act, in which cases such motion shall be made within sixty days after the passage of this Act: Provided, That the Secretary of the Interior may enroll persons whose names appear upon any of the tribal rolls and for whom the records in charge of the Commissioner to the Five Civilized Tribes show application was made prior to December first, nineteen hundred and five, and which was not allowed solely because not made within the time prescribed by law."

Seemingly, the provision of law above quoted is determinate as to their alleged claim to enrollment as citizens of the Choctaw Nation. If, however, they still desire to appear before the Commissioner at his office in Muskogee, Indian Territory, they may do so on any date within a reasonable time, when sufficient testimony will be taken for the purpose of establishing whether any application of any character was made for their enrollment as citizens of the Choctaw Nation, within the time provided by law.

Referring to the right of Lucy L. Crowder who was married to George Crowder January 8, 1905, you are advised that under the act of Congress approved July 1, 1902, no person who married a citizen of the Choctaw or Chickasaw Nation subsequent to September 25, 1902, the date of the ratification of said act, is entitled to enrollment and allotment as an intermarried citizen of either of said



S. E. B. #3

nations.

You are further advised that the name of Dora Wallace is not found on the 1893 leased district payment roll of citizens of the Choctaw Nation in this office and from her age as given at the time application was made for her enrollment it would appear that she was not born until sometime during the year 1893.

Respectfully,

Commissioner.

7-1570

Muskogee, Indian Territory, October 26, 1906.

S. A. Downs,

Attorney at Law,

Boswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of October 18, 1906, inclosing written application of Lucy L. Crowder for enrollment as an intermarried citizen of the Choctaw Nation, in which you state that she was married to George Crowder a citizen of the Choctaw Nation January 8, 1905.

In reply to your letter you are advised that under the Act of Congress approved July 1, 1902 those persons who married citizens of the Choctaw Nation subsequent to September 25, 1902, the date of the ratification of said act, are not entitled to enrollment and allotment as intermarried citizens of said nation.

Respectfully,

Commissioner.

1571

Sim Folsom et al

Choc

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Choctaw 4028  
and 1571

Muskogee, Indian Territory, November 10, 1902.

Sam Medlin,

No. 30515, O. P.,

Columbus, Ohio.

Dear Sir:

Receipt is hereby acknowledged of your letter of October 26, 1902, in which you state that your correct name is Cym Pulsome and that you are enrolled as a Choctaw Citizen.

The Commission is still unable to identify you as listed for enrollment, and you are requested to state your age, the time and place you made application for enrollment, and the names of other members of your family for whom application was made at the same time. Also please state the names of your parents.

Respectfully,

Acting Chairman.

1576	Daniel Wilson	et al	Choc
1575	Eli Crowder		Choc
1574	Loman Elachetubbi	et al	Choc
1573	Nick Colbert		Choc
1572	Ben Wesley	et al	Choc

EMPTY

1577

Joseph mihyachubbi

et al

Choc

---

Muskogee, Indian Territory, January 2, 1901.

John Cooke,

Goodland, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 14th of December, 1900, enclosing the application for enrollment as a citizen of the Choctaw Nation of Lizzie Mahyacheba, the infant daughter of Joe and Sillen Mahyacheba, born October 6th, 1900, and the same being in proper form has been duly filed with the records of this Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

7-1577

Chickasaw 1577.

Muskogee, Indian Territory, April 26, 1905.

Stephen Greenwood,

Connerville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 15, 1905, and also the affidavits of Jensie Greenwood and Sarah Owens to the birth of Cora Greenwood, daughter of Stephen and Jensie Greenwood, August 13, 1903, which have been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.



IN RE

Application for Enrollment of

INFANT CHILD

*Lizzie Mahyachoba*  
as a citizen of the

*Choctaw*

Nation.

Approved *January 2* 1901

*Chas. E. ...*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**

**JAN 2 1901**

*[Signature]*

ACTING CHAIRMAN

Choctaw.  
1577.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Lizzie Mahyachoba, born on the 6 day of Oct., 1900  
(here insert name of child)  
Name of Father: Joe Mahyachoba, a citizen of the Choctaw Nation.  
Name of Mother: Siller Mahyachoba, a citizen of the Choctaw Nation.  
Post-office, Goodland, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, |  
INDIAN TERRITORY. |  
Central District. |

I, Siller Mahyachoba, on oath state that I am 31  
years of age and a citizen, by blood, of the Choctaw Nation;  
that I am the lawful wife of Joe Mahyachoba, who is a citizen, by  
blood, of the Choctaw Nation; that a Female child was  
(male or female)  
born to me on the 6 day of October, 1900; that said child has been  
named Lizzie Mahyachoba, and is now living.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

Joe Cocke  
Shub Loebe

Siller Mahyachoba  
mark

Subscribed and sworn to before me this 12 day of Dec, 1900.

John Cocke  
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, |  
INDIAN TERRITORY. |  
Cent District. |

I, Jeff Davis, a Physician, on oath state that I  
attended on Mrs. Siller Mahyachoba, wife of Joe Mahyachoba,  
on the 6 day of Oct, 1900; that there was born to her on  
said date a Female child; that said child is now living and is said to have been  
(male or female)  
named Lizzie.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

Joe Cocke  
Shub Loebe

Jeff Davis  
mark

Subscribed and sworn to before me this 12 day of Dec, 1900.

John Cocke  
NOTARY PUBLIC.

1578

Amanda R. Wood

Choc

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Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 3rd, 1902.

Choctaw D-154  
Intermarried

-----oOo-----

In the matter of the application of John W. Wood for enrollment as an intermarried citizen of the Choctaw Nation.

John W. Wood being first duly sworn testified as follows:

Examination by the Commission:

- Q Your name is John W. Wood? A Yes sir.  
Q How old are you? A See, I was born in '66; that would make me about thirty-seven wouldn't it? - -thirty-six.  
Q What is your post office address? A Grant.  
Q How long have you been a resident of the Choctaw Nation?  
A Twenty years.  
Q Have you lived here continuously for the past twenty years?  
A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these rights? A Amanda Brashears.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have her rights to enrollment ever been disputed? A No sir.  
Q When were you married to Amanda Brashears? A I was married to her in '94 as well as I remember.  
Q Where was this marriage ceremony performed? A In '94?  
Q Yes? A Performed in Paris.  
Q Paris, Texas? A Yes sir.  
Q Were you married under the laws of the state of Texas? A Yes sir, I first was, and then afterwards married in the Territory under the law.  
Q You afterwards remarried the same woman? A Yes sir.  
Q What was the date of the second marriage? A It was '96 or '97; you all have a copy of the license here.  
Q Was the second marriage in accordance with the laws of the Choctaw Nation? A Yes sir.  
Q Both you and she were living in the Choctaw Nation at that time?  
A Yes sir.  
Q Did you obtain a license for this second marriage? A Yes sir.  
Q From whom did you get that license? A J. L. Burney, county clerk of Kiamitia county.  
Q How much did you pay for the license? A \$100.  
Q Who performed the marriage ceremony? A Judge Rannie Oakes.  
Q Were you ever married before your marriage to this woman?  
A Yes sir.  
Q How many times? A One time before.

John W. Wood-----2

- Q What was the name of your first wife? A Jane Brashears, a sister of Amanda's; I was married to her in 1889.
- Q How long did you live with her? A Something near three years.
- Q Lived with her until her death? A Yes sir.
- Q Were you married to her under the Choctaw tribal law? A No sir.
- Q Was your present wife ever married before her marriage to you? A No sir.
- Q Since your marriage to Amanda Brashears have you lived together continuously as husband and wife up to the present time? A Yes sir.
- Q There has been no separation, abandonment or divorce? A No sir.
- Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

-----

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 3rd day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 20 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

Not

7 D-154.

2000

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
John W. Wood as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that John W. Wood, on August 29, 1897, was married in accordance with the laws, customs and usages of the Choctaw Nation to Amanda Brashears, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4457 on the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that John W. Wood should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495), and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
Acting Chairman.

  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory,

MAY 1 1903

Choctaw D-154.

Muskogee, Indian Territory, May 1, 1903.

John W. Wood,  
Grant, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered May 1, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

~~The attorneys for the Choctaw and Chickasaw Nations have~~  
been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*John W. Wood*  
Chairman.

Registered.

Enc. A.L.I. 26.

Choctaw D-154.

Muskogee, Indian Territory, May 1, 1903.

Mansfield, McMurray & Cornish,  
Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered May 1, 1903, granting the application for the enrollment of John W. Wood as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

CSG

*W. D. Dinty*  
Chairman.

Registered.

Enc. A.L.I. 27.



Sept 28<sup>th</sup> 1897  
Choctaw Nation }  
County of Stearns }  
Minneapolis, Minn.

To my friends, I have expected to deliver marriage  
licenses, you are hereby authorized to join in the  
solemnization of matrimony and to celebrate the rites  
and ceremonies of marriage between Mr. John H. Clark  
and Miss Anna Burkhead according to the usual  
customs and laws of the Choctaw Nation, and you are  
required to return this license to me within thirty days  
from the celebration of such marriage, with  
a declaration of the same signed by the  
minister.

J. L. Berry  
Minister }  
County of Stearns }  
Minneapolis, Minn. }  
N. C. C. 77

The Choctaw Nation }  
County of Stearns } This is to certify that I  
have this day joined in marriage Mr. John H. Clark and  
Miss Anna Burkhead according to the customs, laws  
and the constitution and laws of the Nation  
as aforesaid.

Given under my hand and seal this the 29<sup>th</sup> day of  
August 1897-

J. L. Baker  
County of Stearns }  
Minneapolis, Minn. }

Recd

August the 30th 1897 Received  
in Book No 8 Page 358

J. F. Boring  
Clerk & Police Clerk  
Mountain View C. N.

While J. F. Boring is credited that on the  
1st of August 1897 he came before the judges  
of the Mountain View Circuit Court.

W. H. Boring

(All signed to him)

& while that he has compared the copy  
submitted with the original & found them to be  
correct.

W. H. Boring

Witness my hand and seal as such Judge  
of the Mountain View Circuit Court the 30th day of August 1897.

B. C. Nelson

Mountain View C. N.

Application for enrollment  
Infant child

Robt. Cleve Wood.  
as a.

Approved

*[Signature]*

FILED

JUN 5 1900

COMMISSION TO FIVE TRIBES

100-144  
154

Exhibit J  
Central District

In re application for Certificate  
of Robt Dewey Wood, a Minn.  
Chief - Male, who was born on  
the 5th day of Dec 1894,  
who Mother is a citizen of the Chatau  
Nation of blood & who. Father is a  
Citizen of the Chatau Nation of blood.

I Mary Wood, do solemn swear  
that I am a citizen of the Chatau  
Nation of blood & that a Male child  
was born to me on the 5th day  
of Dec 1894 & is named Robt Dewey  
Wood, & said child is still living,  
& that James Wood, is father of said  
child.

Amanda Wood  
I am to & sworn to before me  
on 1st day of Jan 1900

B. A. Nelson

Notary Public

I Mrs N. A. Day - a Minn. do  
do solemn swear that I attended  
Mrs Mary Wood, on the 5th day of  
Dec 1894 & she had a Male child  
born to her on above date, and said  
child was named Robt. D. Wood  
& said child is still living.  
at  
W. A. Nelson

All at  
I am to & sworn to before me on  
the 1st day of Jan 1900

B. A. Nelson

Notary Public

Recorded 30/8/87  
w. gest. 6/8/87

Recorded in  
Book no. 8.

Page 3, 5 & 8

J. L. Bury  
County and  
Probate Clerk  
Kiamiaha  
County  
Ky.

The Choctaw Nation }  
County of Kiamichi }

This is to Certify

that I have this day  
joined in marriage -  
My son Hood & Miss Amanda Brashers  
agreeable to the Authority  
given in the Within License  
and the Customs and Laws of  
the Nation aforesaid

Given under my hand and  
seal this 29th day of August 1897

J. C. Baker  
County Probate Judge  
Kiamichi County  
C 22

S. L. OAKES,

County and Probate Judge,

KIAMICHI CO., CHOCTAW NATION.



P. O. Goodland, Ind. Ter. August 28, 1897

Choctaw Nation } the people of  
 the County of Kiamichi } the  
 Choctaw Nation to any person  
 Legally authorized to solemnize  
 marriage. Meeting you are hereby  
 Authorized to join in the holy  
 Bonds of matrimony and to  
 celebrate the rites and ceremonies  
 of marriage between Mr. John Wood  
 and Amanda Brashear  
 According to the usual customs  
 and laws of the Choctaw Nation  
 and you are required to return this  
 license to me within thirty  
 days from the celebration of  
 celebration of such marriage with  
 a certificate of the same appended  
 thereto and signed J. L. Bunnell  
 Witness { County and Probate  
 Clerk  
 R. L. Oakes

9B

IN RE

Application for Enrollment of  
INFANT CHILD.

Edgar Wood

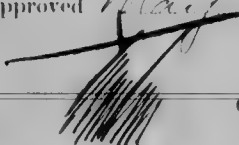
As a citizen of the

Choctaw

Nation.

Approved

May 27 1899



Commissioner.

D154

Choctaw 1578



Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Edgar Wood, born on the 29 day of Aug, 1891.  
Name of father: Jas Wood, a citizen of the Choctaw Nation.  
Name of mother: Jane Wood, a citizen of the Choctaw Nation.  
Post Office: Grant St

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, Jane Wood, do hereby state that I am 29 years of age and a  
citizen, by birth, of the Choctaw Nation; that I am the  
lawful wife of Jas Wood, who is a citizen, by birth, of the  
Choctaw Nation; that a male child was born to me on the 29 day  
of Aug, 1891; that said child has been named Edgar Wood,  
and is now living.

Subscribed and sworn to before me this 20 day of May, 1891.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, Lurey Ann Binkley, a Midwife, on oath, state that I  
attended on Mrs. Jane Wood, wife of Jas Wood,  
on the 29 day of Aug, 1891; that there was born to her on said date a male child;  
that said child is now living and is said to have been named Edgar Wood.

Subscribed and sworn to before me this 20 day of May, 1891.

Notary Public.

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Edgar Wood as a citizen by blood of the Choctaw Nation. Amanda R. Wood, being sworn and examined by Commissioner McKennon, testifies as follows:

Q What is your name? A Amanda R. Wood.

Age twenty-three.

Q Who is Edgar Wood? A My sister's child.

Q Who is his father? A John W. Wood.

Q Were they married? A Yes sir.

Q Before you were? A Yes sir.

Q Where is your sister? A She is dead.

Q When did she die? Did he live with her until her death?

A Yes sir.

Q Then after her death marry you? A Yes sir.

Q Why didn't you state that at the beginning; you were giving that as your child, why did you do that? A I never thought; I raised him you know.

Q Then George H. is your child is he? A Yes sir, he is my own child.

Q You were married not to Mr. Wood in 1894? A Yes sir.

Q Then afterwards he married you according to Choctaw Law in 1897? A Yes sir.

Q You were first married according to the laws of Texas in Texas?

A Yes sir.

Department of the Interior,

Commission to the Five Civilized Tribes.

I hereby certify, upon my official oath as stenographer to above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

*M. D. Green*

118

IN RE

Application for Enrollment of

INFANT CHILD.

Thomas & Hood

As a citizen of the

Choctaw

Nation.

Approved

May 10

1899.



Commissioner.

Choctaw 1578.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chicklaw Nation,  
of Thomas L. Hood, born on the 3<sup>d</sup> day of January, 1899.  
Name of father: John M. Hood, a citizen of the Chicklaw Nation.  
Name of mother: Amanda R. Hood, a citizen of the Chicklaw Nation.  
Post Office: Brant, D. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Amanda R. Hood, do oath, state that I am 23 years of age and a  
citizen, by Hood of the Chicklaw Nation; that I am the  
lawful wife of John M. Hood who is a citizen, by Intermarriage of the  
Chicklaw Nation; that a child was born to me on the 3<sup>d</sup> day  
of January, 1899; that said child has been named Thomas L. Hood,  
and is now living.

Subscribed and sworn to before me this 14<sup>th</sup> day of May A.D., 1899.

A. S. McKimmon  
Commissioner Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Julia Bohanan, a \_\_\_\_\_, on oath, state that I  
attended on Mrs. Amanda R. Hood, wife of John M. Hood  
on the 3<sup>d</sup> day of January, 1899; that there was born to her on said date a male child;  
that said child is now living and is said to have been named Thomas L. Hood.

Subscribed and sworn to before me this 10<sup>th</sup> day of May A.D., 1899.

A. S. McKimmon  
Commissioner Notary Public

Atoka, Indian Territory, June 5, 1900.

John W. Wood, Esq.,

Grant, Indian Territory.

Dear Sir:

The Commission is in receipt of an application for enrollment as a citizen of the Choctaw Nation of Rob't Dewey Wood, the infant son of John W. Wood and Amanda R. Wood, born December 6th, 1899, and the same being in proper form has been duly filed with the records of this Commission.

Yours truly,

In replying to this letter  
please refer to 7-1578.

Acting Chairman.

7-1578.

Muskogee, Indian Territory, October 29, 1902.

D.C. Bartlett,

Marietta, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 25th inst., enclosing the marriage license and certificate between J. Cude and Nellie McCann, and the same have been duly filed with the records of the Commission in the matter of the application for enrollment as a citizen of the Choctaw Nation of Timothy J. Cude, infant son of T.A. and Nellie Cude, born September 11, 1902; and as authority for the change of the name of the mother upon our records from her maiden name to her present married name.

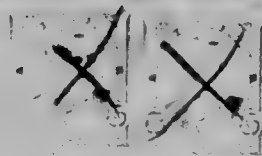
Respectfully,

Acting Chairman.

Post Office Department

POST OFFICE DEPARTMENT

OFFICIAL BUSINESS



1891

1892



Sept 17 1857  
San Luis Obispo  
17th Street

I have said to you, when  
my memory is failing, do not  
forget the most beautiful of all things  
I have seen. My life is made of the  
beauty that is in the world.

John H. H.

1579

Harmon J. Bohanan et al

Choc

---

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----  
The record in the latter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

LULA BOHANAN ----- 7 D-939.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Garvin, Ind. Ter., November 28, 1902.

Original  
Intermarried  
Choctaw.

In the matter of the original application of Lula Bohanan,  
for enrollment as an intermarried citizen of the Choctaw Nation.

Lula Bohanan, having been first duly sworn, upon her oath  
testifies as followst:

Examination by the Commission:

- Q What is your name? A Lula Bohanan.
- Q How old are you? A I was twenty in September.
- Q What is your post office address? A Valiant, Indian Territory.
- Q How long have you been a resident of the Choctaw Nation? A About ten years.
- Q Have you lived here continuously for the past ten years? A Yes sir.
- Q Never made your home anywhere else during that time? A No, sir.
- Q What was the name of your father? A Fate Grubbs.
- Q Is he living or dead? A He is living.
- Q What is the name of your mother? A Dalt Wages, she is dead.
- Q Was she a white woman? A Yes sir.
- Q Did either of your parents ever make claim to enrollment as a member of any Indian tribe? A No sir.
- Q Do you now wish to apply for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
- Q What is the name of your Choctaw husband through whom you claim this right? A Harmon Bohanan.
- Q Is he a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
- Q Have his rights ever been disputed? A No sir.

The name of the applicant's husband, Harmon Bohanan, appears upon the records of the Commission on Choctaw roll card, Field No. 1579, having been listed for enrollment as a citizen by blood of the Choctaw Nation upon the identification of his name upon the 1896 Choctaw Census Roll, Kiamitia County, No. 1454.

- Q When were you married to Harmon Bohanan? A 25th of December.
- Q A year ago? A Yes sir.
- Q Where was the marriage ceremony performed? A In Kiamitia County.
- Q At that time were both you and your husband residents of the Choctaw Nation? A Yes sir.
- Q Did you obtain a marriage license? A Yes sir.
- Q Where did you get the license? A From St. Everidge.
- Q Was it a United States license or a Choctaw license? A Choctaw license.
- Q Was this a license or certificate that you obtained from Everidge? A Certificate.

Lula Bohannon-----2

Q Who is Ed Everidge---is he a minister of the gospel, or an officer of the nation? A He is an officer, a judge.  
Q Were you ever married before your marriage to Harmon Bohannon?  
A No sir.  
Q Was he ever married before his marriage to you? A Yes sir.  
Q How many times? A Once.  
Q What was the name of his former wife? A Julia Woods.  
Q Was she dead at the time of your marriage to him? A Yes sir.  
Q Since your marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as bona fide residents of the Choctaw Nation? A Yes sir.  
Q Where is your marriage certificate? A It was sent up to the Commission.

---oOo---

Harry C. Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 28th day of November, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry C. Risteen*

Subscribed and sworn to before me this 16 day of December, 1902.

*P. C. Bolger*  
Notary Public.

1574

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

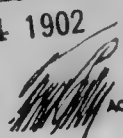
**FILED**

MAR 24 1902

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IAW.

1574.



ACTING CHAIRMAN.

E. M. EVERIDGE, JUDGE  
D. C. HARRIS, DISTRICT ATTORNEY  
WILL EVERIDGE, CLERK

CIRCUIT COURT THIRD DISTRICT  
CHOCTAW NATION  
WILL EVERIDGE, CLERK

TERMS OF COURT:  
FIRST MONDAY FEBRUARY AND  
SECOND MONDAY IN AUGUST.

GRANT, E. T.

190

6mmk  
98/8

7 D-989.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----40:-----

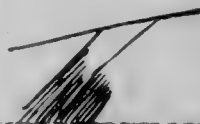
In the matter of the application for the enrollment of  
Lula Bohanan as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

It appears from the record herein that the applicant, Lula Bohanan (nee Grubbs), was lawfully married on the 31 day of March 1901 to Marion J. Bohanan, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4401 upon the lists prepared by this Commission, under the act of Congress approved July 1, 1902 (32 Stat., 441), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 11, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation and that they have lived together continuously in said nation as husband and wife from the date of their said marriage up to and including September 10, 1904.

It is, therefore, the opinion of this Commission that Lula Bohanan should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the acts of Congress approved June 18, 1898 (30 Stat., 433) and July 1, 1902 (32 Stat., 441), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,



Chairman.



Commissioner.



Commissioner.



Commissioner.

Muskogee, Indian Territory,  
MAR 15 1904



Choctaw D-939

COPY

Muskogee, Indian Territory, March 29, 1904.

Lula Bohanan,

Valliant, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If, at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

*T. B. Needles.*

Commissioner in Charge.

Registered.  
Enc: 7-D-939.

Choctaw D-939

Muskogee, Indian Territory, March 29, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 15, 1904, granting the application of Lula Bohanan for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If, at the expiration of that time, no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

*T. B. Needles.*

Commissioner in Charge.

Registered.  
Enc: 7-D-939

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Harmon Bohanan as a citizen by blood of the Choctaw Nation, and of Julia A. Bohanan, his wife, as an intermarried citizen of the Choctaw Nation. Captain Peter Maytubby, being sworn and examined by Commissioner McKennon, testifies as follows:

Q Do you know Joshua Bohanan?

A Yes sir, and his wife, she was a white woman.

Q How long did you know them? A A That has been somewhere along nearly thirty years ago.

Q Do you know they were living together as husband and wife?

A Yes sir, and came to this country from another district.

Q Were they recognized as husband and wife and lived together as such? A Yes sir.

Q Do you know Harmon? A No sir.

Department of the Interior,

Commission to the Five Civilized Tribes.

I hereby certify, upon my official oath as stenographer to above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

*M. D. Green*

Each copy is July 4<sup>th</sup>  
sent to John G. & J. W. W.  
This is to certify that Mr.  
Harman Behan and Miss  
Julia T. Wood wed in marriage  
by James Dyer on the day above  
mentioned.  
Attest James Dyer

IN RE  
THE DEATH OF

*Julia A. Bahanan*  
a citizen of the  
*Protestant* Nation.

Approved

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

APR 9 1902

*[Signature]*  
A. J. HANCOCK

## DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of *Julia A. Bahaman*  
(Here insert name of deceased.)  
 a citizen of the *Chickatan* Nation, who formerly resided at or near  
*G. Grant*, Ind. Ter., and died on the *12* day of *September*  
*1901*  
(Here insert name of post office.)

## AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY.

District.

I, *Sam H. Reed*, on oath state that I am *36*  
 years of age and a citizen, by *Marriage*, of the *Chickatan* Nation;  
 that my post office address is *G. Grant*, Ind. Ter.; that I am  
*a Brother* of *Julia A. Bahaman*  
(State relationship, as: the father, an uncle, a cousin, etc.) (Here insert name of deceased.)  
 who was a citizen, by *Marriage*, of the *Chickatan* Nation;  
 and that said *Julia A. Bahaman* died on the *12* day of  
*September 1901*  
(Here insert name of deceased.)  
 WITNESSES TO MARK: *John H. Reed*

(Must be Two Witnesses.)

Subscribed and sworn to before me this

day of

*April 1902*

Notary Public.

## AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY.

District.

I, *Manda R. Reed*, on oath state that I am *27*  
 years of age, and a citizen, by *Marriage*, of the *Chickatan* Nation;  
 that my post office address is *G. Grant*, Ind. Ter.;  
 that I was personally acquainted with *Julia A. Bahaman*  
(Here insert name of deceased.)  
 who was a citizen, by *Marriage*, of the *Chickatan* Nation;  
 and that said *Julia A. Bahaman* died on the *12* day of  
*September 1901*  
(Here insert name of deceased.)  
 WITNESSES TO MARK: *Manda R. Reed*

(Must be Two Witnesses.)

Subscribed and sworn to before me this

day of

*April 1902*

Notary Public.

7-1579

Muskogee, Indian Territory, March 24, 1908.

Ed M. Everidge,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 21st instant enclosing certificate of marriage between Harmon Bohanan and Lula Grubbs, and the same has been duly filed with the records of the Commission.

Yours truly,

Commissioner in Charge.

Muskogee, Indian Territory, March 24, 1902.

Harmon J. Bohanan,

Clear Creek, Indian Territory.

Dear Sir:

Information has been received at this office that your wife, Julia A. Bohanan has died since the time she was listed for enrollment as an intermarried citizen of the Choctaw Nation.

For the purpose of making her death a matter of record there is enclosed you herewith a blank for proof of death which you are kindly requested to have properly executed at your earliest convenience and return in the enclosed envelope which requires no postage.

You will notice that there is an affidavit for a relative and an acquaintance; in having the same executed be careful to see that all blanks are properly filled, all names written in full, and in event either of the persons whose names are to be affixed to the affidavits are unable to write and their signatures are by mark that such signatures be attested by two disinterested parties witnesses thereto.

The notary public before whom the affidavits are



H J B 2

acknowledged must affix his notarial jurat and seal to each separate affidavit.

Yours truly,

Env.  
D.C.

Commissioner in Charge.

Muskogee, Indian Territory, March 17, 1902.

Ed. W. Everidge,  
Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the certificate of marriage between Harmon Bohanan and Miss Lula Grubbs, dated March 5, 1902, and the same is returned to you herewith, and you are kindly requested to affix your official seal thereto.

You are informed that the records of the Commission show that on May 10, 1899, Harmon J. Bohanan, his wife, Julia A. and minor children James and Lillie Bohanan were duly listed for enrollment as citizens of the Choctaw Nation. If Julia A. Bohanan is dead, you are requested to state date of her death; if she is living and she and Harmon J. Bohanan have been divorced, legal evidence of such divorce should be filed with the Commission.

You are also requested to state whether or not the present wife of Harmon Bohanan is a non-citizen.

R M R 2

You are kindly requested to give this matter your  
earliest attention.

Yours truly,

Env.  
Enc. W. 70

Commissioner in Charge.

7-1579

Muskogee, Indian Territory, April 9, 1902.

John W. Wood,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your affidavit  
and that of Amanda R. Wood, relative to the death of your  
sister Julia A. Bogan, which occurred September 12, 1901,  
and the same, being in proper form have been duly filed with  
the records of the Commission.

Yours truly,

Commissioner in Charge.

Muskogee, Indian Territory, June 16, 1902.

H. J. Bohanan,

Clearcreek, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 27, 1902, stating that some time ago you forwarded to the Commission affidavits concerning the death of your first wife but never received an acknowledgment of the same.

You also desire to be advised whether or not your present wife, Lula Bohanan, is enrolled as a citizen of the Choctaw Nation.

You are advised that our records show that on April 9, 1902, the affidavits of John W. Wood and Amanda R. Wood relative to the death of Julia A. Bohanan were received and filed September 12, 1901, and due acknowledgment of the same made to John W. Ward, Grant, Indian Territory, on the same day.

You are advised that on March 24, 1902, a letter was received by the Commission from Ed M. Everidge, enclosing the certificate of marriage between Hannon J. Bohanan and Lula Grubbs, and the same was duly filed with the records of the Commission and an acknowledgment thereof made to Ed M. Everidge on the same date.

It appears that your present wife is a non-citizen and

H.J.B.-----3.

you are informed that the rules and regulations of this Commission and the Department of the Interior require each and every person desiring to make application for enrollment as citizens by intermarriage of the Choctaw Nation to present himself or herself in person before the Commission for the purpose of an examination under oath so that a sufficient record may be made upon which the rights of the applicant can be determined.

If your wife desires to make application for enrollment as an intermarried citizen of the Choctaw Nation, she will be heard upon her personal appearance at the office of the Commission at Muskogee, Indian Territory, at any time prior to the closing of the final rolls of the citizens of the Choctaw Nation.

It is suggested, however, that if she intends to make such application she should do so in the very near future.

Yours truly,

Acting Chairman.

Choctaw 1575

Muskogee, Indian Territory, April 21, 1904.

Lula Bohanan,  
Sawyer, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of April 14, asking if your claim to citizenship has been established so that you can now file on your allotment.

In reply to your letter you are informed that, on March 15, 1904, the Commission rendered its decision granting your application for enrollment as an intermarried citizen of the Choctaw Nation and due notice was forwarded you thereof by registered mail on March 26, 1904. No protest having been filed by the attorneys for the Choctaw and Chickasaw Nations against the action of the Commission in enrolling you within the time allowed for that purpose your name will, as early as practicable, be placed upon the schedules of intermarried citizens of the Choctaw Nation prepared for forwarding to the Secretary of the Interior.

Respectfully,

Chairman.

1580

Ennice

Pisachubbe

et al

Choc



7- 856  
7- 1580

Muskogee, Indian Territory, January 31, 1903.

Edward Pisachubbi,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 16, 1903, in which you state that you have selected certain lands for the allotments of yourself and your wife, Frances Pisachubbi. You also state that a part of the land described by you is claimed by another citizen.

In reply to your letter you are advised that the Commission has at this time no means of recording the selections of citizens of the Choctaw and Chickasaw Nations, nor can it take any cognizance of controversies arising between citizens of said Nations relative to rights to possession of certain tracts of the Choctaw-Chickasaw country. Matters of this character will receive its consideration upon the establishment of land offices in the Choctaw and Chickasaw Nations, at which time the citizens of these two tribes may appear at the land office for the Nation in which their land is located, and make formal application for the land they desire to select in allotment.

No date has been fixed for the establishment of these land offices, but it is probable the same will be opened some time be-

Edward Pisachubbi-----8

tween the first of March and the first of April.

The matter of the classification of your lands has been made the subject of another communication.

Respectfully,

Acting Chairman.

Choctaw 1580

Muskogee, Indian Territory, April 3, 1903.

Edward Pinquanti,

Mingo, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of March 28, asking if you will be permitted to allot land for your wife; also if you can have tickets sent you or will have to appear at the land office to get them:

In reply to your letter, your attention is invited to Rule six of the rules and regulations governing the selection of allotments and the designation of land proceeds to the Choctaw and Chickasaw Nations, a copy of which is herewith inclosed you.

You are advised that admission to the land office will be by tickets which will be issued to citizens upon their personal application at the land offices on or after April 16, 1903.

Respectfully,

Commissioner in Charge.

Rules for allotment.

(Copy)

Muskogee, Oklahoma, August 1, 1911.

Subject:  
Duplicate enrollment  
of William Pisachubbe  
as Harrison Pisachubbe

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith the testimony of William H. Pisachubbe, Eunice Pisachubbe, Harrison Nohio and Thomas Hunter, which shows that Harrison Pisachubbe, Choctaw by Blood Roll No. 10559, is a duplicate enrollment of William H. Pisachubbe, No. 4466 on the same roll.

It appears from the records of the office and the evidence enclosed that on May 10, 1899, Eunice Pisachubbe, a full-blood Choctaw, made application to the Commission~~ers~~ to the Five Civilized Tribes for the enrollment of herself and children, William H., Robert and Edward Pisachubbe. These persons were subsequently enrolled as citizens by blood of the Choctaw Nation and their enrollment as such approved by the Secretary of the Interior December 12, 1902.

August 22, 1899, a list of students at Armstrong Academy was submitted to the Commission to the Five Civilized Tribes for enrollment as citizens by blood of the Choctaw Nation, among which appeared the name of Harrison Pisachubbe. The name of this party was afterwards placed upon the final roll, his enrollment being approved by the Secretary of the

Interior February 4, 1903.

A complete allotment in the Choctaw Nation has heretofore been made to William H. Pisachubbe, Choctaw Roll No. 4466, and certificates and deeds covering same have been issued and delivered.

On January 5, 1905, the Commission to the Five Civilized Tribes not being aware of the duplication as above set forth, made an arbitrary allotment in the Choctaw Nation in the name of Harrison Pisachubbe, Choctaw Roll No. 10559. Certificates covering said allotment were mailed to Harrison Pisachubbe at Academy, Oklahoma, but were returned as "unclaimed" and are now in the possession of this office. No patents to this allotment were ever prepared.

William H. Pisachubbe testified before a representative of this office at Hugo, Oklahoma, August 2, 1909, that he told the postmaster to return to this office the certificates sent him under the name of Harrison Pisachubbe as he had already received certificates to his allotment as William H. Pisachubbe. The certificates returned have been cancelled.

Inasmuch as the evidence clearly shows the duplication in this case, and as the allottee has been heard in regard to the matter, it is respectfully recommended that there be placed on the final roll of citizens by blood of the Choctaw Nation in the possession of the Department opposite the name of Harrison Pisachubbe appearing thereon at No. 10559, the following notation:

"Duplicate enrollment of No. 4466; not  
entitled to land or money under this number."

that such notation be placed upon the copy of the ~~work~~ roll  
in the possession of the Indian Office, and that this office  
be authorized to make like notation upon the copies of the roll  
in its possession.

Respectfully,

(Sgd) J. G. Wright.

Commissioner.

McM 1/1

Through the Commissioner  
of Indian Affairs.

---

Indian Office Aug. 16, 1911

Respectfully forwarded recommending approval.

(Sgd) F. H. Abbott

Assistant Commissioner.

Approved Aug. 16, 1911

(Sgd) Samuel Adams

First Assistant Secretary.

1582

Jefferson Davis et al

Choc

1581

Silvey Nelson et al

Choc

EMPTY

1583

Henrietta E. Abels et al

Choc

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IN RE

Application for Enrollment of  
INFANT CHILD.

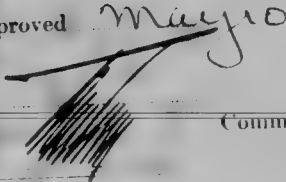
*Edward M. Abels*

As a citizen of the

*Chortaw*

Nation.

Approved *May 10* 1899.

  
Commissioner.

DEPARTMENT OF THE  
COMMISSION TO THE FIVE TRIBES.

FILED

*May 10 1899*

  
Chairman.

1583

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Edward M Abel, born on the 13<sup>th</sup> day of Sept, 1899.  
Name of father: J D Abel, a citizen of the Choctaw Nation.  
Name of mother: Hemilia E Abel, a citizen of the Choctaw Nation.  
Post Office: Choctaw

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Choctaw District.

I, Hemilia E Abel, on oath, state that I am 24 years of age and a  
citizen, by blood, of the Choctaw Nation; that I am the  
lawful wife of J D Abel, who is a citizen, by Marriage, of the  
Choctaw Nation; that a child was born to me on the 13<sup>th</sup> day  
of Sept, 1899; that said child has been named Edward M Abel,  
and is now living.

Subscribed and sworn to before me this

9<sup>th</sup> day of May, 1899.

B A Nelson

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Choctaw District.

I, James L Nelson, on oath, state that I  
attended on Mrs Hemilia E Abel, wife of J D Abel  
on the 13<sup>th</sup> day of Sept, 1899; that there was born to her on said date a Male child;  
that said child is now living and is said to have been named Edward M Abel.

Subscribed and sworn to before me this

9<sup>th</sup> day of Sept, 1899.

B A Nelson

Notary Public.

CHOCTAW

20

7-15-  
INDEXED

IN RE

Application for Enrollment of  
INFANT CHILD

*Lucile Belvin Webb*

as a citizen of

*Choctaw*

Nation.

Approved,

MAY 1, 1901

190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

MAY 17 1901

*[Signature]*  
ACTING CHAIRMAN

CHOCTAW

1580

## DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
 of Y Choctaw born on the 11 day of Nov, 1901  
 (Here insert name of child)  
 Name of Father: Dr J. S. Abel, a citizen of the Choctaw Nation.  
 Name of Mother: Henrietta E. Abel, a citizen of the Choctaw Nation.  
 Post-office, Gracet

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

Central District.

I, Henrietta E. Abel, on oath state that I am 24  
 years of age and a citizen, by Blood, of the Choctaw Nation;  
 that I am the lawful wife of Dr J. S. Abel, who is a citizen, by  
of the Nation, that a Female child was  
 (male or female)  
 born to me on the 24 day of Nov, 1901; that said child has been  
 named Lucile Belwin Abel, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)

Subscribed and sworn to before me this 8 day of Nov, 1901.

J. P. Haral

NOTARY PUBLIC.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

Central District.

I, Fannie L. Nelson, a Midwife, on oath state that I  
 attended on Mrs. Henrietta E. Abel wife of Dr J. S. Abel  
 on the 24 day of Nov, 1901; that there was born to her on  
 said date a Female child; that said child is now living and is said to have been  
 (male or female)  
 named Lucile Belwin Abel.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Subscribed and sworn to before me this 8 day of May, 1901.

J. P. Haral

NOTARY PUBLIC.

Muskogee, Indian Territory, May 17, 1901.

J. D. Abels, M. D.

Grant, Indian Territory.

Dear Sir:

The Commission is in receipt of an application for enrollment as a citizen of the Choctaw Nation of Lucile Belvin Abels, the infant daughter of J. D. and Henrietta E. Abels, born November 24, 1900, and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

7-1693.

1585

Ellis Fulsom

et al

Choc

1584

Sam

McCann

et al

Choc

EMPTY

1586

Elias Jacob et al

Choc

---

IN RE

Application for Enrollment of

INFANT CHILD

Henni Jacobs.

as a citizen of the

Choctaw Nation.

Approved, 100 100 100

Commissioner.

FILED

MAY 21 1900

COMMISSION TO FIVE TRIBES

1100-15-11  
Choc. 1586



## Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
 of *Fannie Jacobs*, born on the *19<sup>th</sup>* day of *May*, 1900  
 Name of Father: *Elias Jacobs*, a citizen of the *Choctaw* Nation.  
 Name of Mother: *Rebecca Jacobs*, a citizen of the *Choctaw* Nation.  
 Postoffice: *Wint St*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY.  
*Central District* District. )

I, *Rebecca Jacobs*, on oath state that I am *35*  
 years of age and a citizen, by *blood*, of the *Choctaw* Nation;  
 that I am the lawful wife of *Elias Jacobs*, who is a citizen, by  
*blood*, of the *Choctaw* Nation; that a *Female* child was  
 born to me on the *19<sup>th</sup>* day of *May*, 1900, that said child has been  
 named *Fannie Jacobs*, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses.)

*J. H. Jones*  
*A. Behanan*

Subscribed and sworn to before me this *19<sup>th</sup>* day of *May*, 1900*B. A. Nelson*

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY.  
*Central District* District. )

I, *Roxie Gooding*, a *Midwife*, on oath state that I  
 attended on Mrs. *Elias Jacobs*, wife of *Elias Jacobs*,  
 on the *19<sup>th</sup>* day of *May*, 1900, that there was born to her on  
 said date a *Female* child; that said child is now living and is said to have been  
 named *Fannie Jacobs*.

WITNESSES TO MARK

(Must be Two  
Witnesses.)

*Mrs. Roxie Gooding*

Subscribed and sworn to before me this *19<sup>th</sup>* day of *May*, 1900*B. A. Nelson*

NOTARY PUBLIC

IN RE

Application for Enrollment of

INFANT CHILD

Josephine Jacobs  
as a citizen of

Choctaw

Nation.

DEC 27 1901

Approved

190

C. R. Breckinridge  
Commissioner.DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

DEC 27 1901



ACTING CHAIRMAN

CHOCTAW.

1586

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Josephine Jacobs born on the 20 day of Oct, 1901  
(Here insert name of child.)  
Name of Father: Elias Jacobs a citizen of the Choctaw Nation.  
Name of Mother: Cordelia Jacobs a citizen of the Choctaw Nation.  
Post-office Choctaw

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Choctaw District.

I, Cordelia Jacobs, on oath state that I am 34  
years of age and a citizen, by blood, of the Choctaw Nation;  
that I am the lawful wife of Elias Jacobs, who is a citizen, by  
blood, of the Choctaw Nation; that a female child was  
born to me on 20 day of Oct, 1901; that said child has been  
named Josephine Jacobs, and is now living.

## WITNESSES TO MARK:

(Must be Two Witnesses)

R. E. Ketchum  
A. E. Lane

Subscribed and sworn to before me this 18 day of Dec, 1901.

D. P. Harrell  
NOTARY PUBLIC,  
Choctaw, Ind. Terr.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Choctaw District.

I, F. J. Ketchum, a Midwife, on oath state that I  
attended on Mrs. Cordelia Jacobs wife of Elias Jacobs  
on the 20 day of Oct, 1901; that there was born to her on  
said date a female child; that said child is now living and is said to have been  
named Josephine Jacobs.

## WITNESSES TO MARK:

(Must be Two Witnesses)

F. J. Ketchum

Subscribed and sworn to before me this 21 day of Dec, 1901.

D. P. Harrell  
NOTARY PUBLIC,  
Choctaw, Ind. Terr.

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

*Joshuary Springs*  
as a citizen of  
*Choctaw* Nation.

Approved DEC 12 1901 190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**

DEC 12 1901

*[Signature]*

ACTING CHAIRMAN

CHOCTAW.

1586.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chocklaw Nation,  
of Joshuaway Springs, born on the 2 day of Oct, 1901  
(Here insert name of child.)  
Name of Father: Eli Springs a citizen of the Chocklaw Nation.  
Name of Mother: Mollie Springs a citizen of the Chocklaw Nation.  
Post-office Grant T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Mollie Springs, on oath state that I am 20  
years of age and a citizen, by Blood, of the Chocklaw Nation;  
that I am the lawful wife of Eli Springs, who is a citizen, by  
Blood, of the Chocklaw Nation; that a Male child was  
(male or female.)  
born to me on 7 day of Oct, 1901 that said child has been  
named Joshuaway Springs, and is now living.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Mollie Springs (nee Mollie Jacobs)

Subscribed and sworn to before me this

7

day of

Dec1901D. P. Harrell

NOTARY PUBLIC

Grant T.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Delia Jacobs, a Midwife, on oath state that I  
attended on Mrs. Mollie Springs, wife of Eli Springs  
on the 7 day of Oct, 1901 that there was born to her on  
said date a Male child; that said child is now living and is said to have been  
(male or female.)  
named Joshuaway Springs.

WITNESSES TO MARK:

(Must be Two Witnesses.)

C. L. Ferguson.J. A. FergusonDelia Jacobs  
marks

Subscribed and sworn to before me this

7th

day of

Dec1901D. P. Harrell

NOTARY PUBLIC

Grant T.

Muskogee, Indian Territory, December 12, 1901.

Eli Springs,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Joshuaway Springs, the infant son of Eli and Mollie Springs, born October 2, 1901, and the same being in proper form has been duly filed with the records of this office and the child listed for enrollment as a citizen of the Choctaw Nation.

You are requested to forward either the original or certified copy of the marriage license and certificate between yourself and Mollie Jacob, as authority for the changing of her name upon our records from her maiden name to her present married name.

Yours truly,

Commissioner in Charge.

  
Muskogee, Indian Territory, December 27, 1901.

Elias Jacobs,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Josephene Jacobs, the infant daughter of Elias and Cordelia Jacobs, born October 20, 1901, and the same being in proper form has been duly filed with the records of this office and the child listed for enrollment as a citizen of the Choctaw Nation.

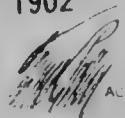
Yours truly,

Commissioner in Charge.

7-1586

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**  
FEB 11 1902



ACTING CHAIRMAN.



# Marriage Certificate

I do hereby certify that I  
have this day joined together  
in Holy Matrimony

For Oliver Spring and  
Miss Nellie Jacobs.

This Sept 28-1899

J. P. Gibbons.

a Minister

IN RE

Application for Enrollment of

INFANT CHILD.

*Rose Jacob*

As a citizen of the

*Chortao*

Nation.

Approved

*May 11*

1899.

*[Signature]*

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

*May 11 1899*

*[Signature]*

CHAPMAN

1586

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of Roxie Jacobs, born on the 3 day of October, 1899.  
Name of father: Elias Jacobs, a citizen of the Cherokee Nation.  
Name of mother: Catharine Jacobs, a citizen of the Cherokee Nation.  
Post Office: Lawton, Okla.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Cherokee District.

I, Catharine Jacobs, on oath, state that I am 34 years of age and a  
citizen, by blood of the Cherokee Nation; that I am the  
lawful wife of Elias Jacobs who is a citizen, by blood, of the  
Cherokee Nation; that a child was born to me on the 3 day  
of October, 1899; that said child has been named Roxie Jacobs,  
and is now living.

Subscribed and sworn to before me this 11th day of May, 1899.

J. S. McKeeman  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, \_\_\_\_\_, a \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1899; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1899.

Notary Public.

Muskogee, Indian Territory, February 12, 1902.

Eli Spring,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the certificate of J. P. Gibbons as to the marriage of Eli Spring and Miss Mollie Jacobs on September 28, 1899, and the same has been accepted by the Commission and filed with the records of this office as evidence of your marriage to Mollie Jacobs and as authority for the changing of the name of Mollie Jacobs upon our records from her former maiden name to her present married name of Mollie Spring.

Yours truly,

Commissioner in Charge.

1587

Sim Christie et al

Choc

7-1587

INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

*Catharine Christie*

as a citizen of the

*Choctaw*

Nation.

Approved

DEC 9

1902

190

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

DEC 9 1902

ACTING CHAIRMAN.

*Choctaw 7-1587*

## DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Choctaw* Nation,  
 of *Catharine Christie*, born on the *1* day of *August*, 190*2*  
 (Date of birth of child)  
 Name of Father: *Sam Christie*, a citizen of the *Choctaw* Nation.  
 Name of Mother: *Emma Williams*, a citizen of the *Choctaw* Nation.  
 Post-Office: *Hugo, Ind. Ter.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Oceola* District.

I, *Emma Williams*, on oath state that I am *20*  
 years of age and a citizen, by *Blood*, of the *Choctaw* Nation;  
 that I am the lawful wife of ~~\_\_\_\_\_~~ *\_\_\_\_\_* is a citizen, by  
 of the ~~\_\_\_\_\_~~ Nation, that a ~~female~~ child was  
 born to me on the *1* day of *August*, 190*2*; that said child has been  
 named *Catharine Christie*, and is now living.

*Emma Williams*

WITNESSES TO MARK

(Must be Two  
Witnesses)

Subscribed and sworn to before me this

*4* day of *December*, 190*2**H. C. Risteen*

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Oceola* District.

I, *Lottie Christie*, a midwife, on oath state that I  
 attended on Mrs. *Emma Williams*, wife of ~~\_\_\_\_\_~~,  
 on the *1* day of *August*, 190*2*; that there was born to her on said  
 date a *female* child; that said child is now living and is said to have been  
 named *Catharine Christie*.

WITNESSES TO MARK

(Must be Two  
Witnesses)*M. Leach*  
*H. G. Hains*

Subscribed and sworn to before me this

*4* day of*December*190*2**H. C. Risteen*

Notary Public.

1588

Charles D. oakes et al

Choc



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for enrollment as  
a citizen by intermarriage of the Choctaw Nation of-

MARGARET A. OAKES, 7-1588.

# Marriage Certificate

This is to certify that  
I have this day joined  
together in Holy Matrimony  
according to law

Mr Charles D Oakes  
and Mrs Margaret Phillips.

This March 21<sup>st</sup> 1889

J. P. Gibbons,  
Minister

Department of the Interior  
Commission to the Five Civilized Tribes  
Antlers, I. T., December 4th, 1902

Choctaw 1588  
Intermarried

-----oOo-----

In the matter of the application of Margaret A. Oakes for enrollment as an intermarried citizen of the Choctaw Nation.

C. D. Oakes being first duly sworn testified as follows:

Examination by the Commission.

- Q What is your name? A C. D. Oakes.  
Q How old are you? A Sixty years old.  
Q What is your post office address? A Grant.  
Q How long have you been a resident of the Choctaw Nation?  
A Sixty years.  
Q Have you lived here all of your life? A Yes sir, all of my life.  
Q Never made your home outside the Nation? A No sir, never have.  
Q Are you a citizen by blood of the Choctaw Nation? A Yes sir.  
Q What is the name of your wife? A Margaret Ann Oakes.  
Q Is she a white woman? A Yes sir.  
Q Does she claim intermarried rights in the Choctaw Nation through her marriage to you? A Yes sir.  
Q When were you married to Margaret Oakes? A It's been thirteen years ago.  
Q Where was this marriage ceremony performed? A Near Grant, two miles of Grant.  
Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.  
Q How long had she lived here? A She had lived here two years; came in from Arkansas.  
Q Lived here two years before your marriage? A Yes sir.  
Q Who married you? A Parson Givens.  
Q Were you married under a license? A No sir.  
Q Were you ever married before your marriage to Margaret Oakes?  
A Yes sir.  
Q How many times? A Once.  
Q What was the name of your first wife? A Judie Belvin.  
Q When did you marry her? A I wasn't but nineteen years old when I married her.  
Q How long did you live with her? A I lived with her about thirty years--twenty-five or thirty years.  
Q You lived with her until her death? A Yes sir.  
Q When did she die? A She died about fifteen years ago.  
Q How long before your marriage to your second wife was her death?  
A Two or three years.  
Q Was your wife Margaret ever married before her marriage to you?  
A Yes sir, she was married, but her husband died.

Margaret A. Oakes-----2

- Q What was the name of her former husband? A Phillips.  
Q When was she married to him? A I don't know sir, they was married in the States.  
Q Was he dead at the time of your marriage to her? A Yes sir.  
Q She was a widow? A Yes sir.  
Q Since your marriage to Margaret have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q No separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.  
Q ~~What is the reason your wife didn't appear in person before us~~  
at this present time? A She is sick and couldn't get here at all.  
Q Is her physical condition such that she couldn't come?  
A Yes sir.

-----

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 4th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 20 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

*West*

26 D

7-1588

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

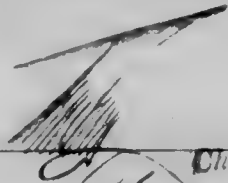
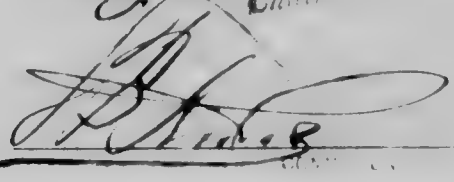
In the matter of the application for the enrollment of  
Margaret A. Oakes as a citizen by intermarriage of the Choctaw Na-  
tion.

- D E C I S I O N -

It appears from the record herein that Margaret A. Oakes, on March 21, 1889, was lawfully married to Charles D. Oakes, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4502 upon the lists prepared by this Commission, under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Margaret A. Oakes should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
\_\_\_\_\_  
Charles D. Oakes  
  
\_\_\_\_\_  
C. R. Dickson

Muskogee, Indian Territory,

APR 29 1903

COPY.

Choctaw-1588

Muskogee, Indian Territory, April 29, 1903.

Margaret A. Oakes,

Grant, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED.

*Tame Diney.*

Chairman.

Registered.

Enc. HGH 5.

COPY,

Choctaw-1588

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Margaret A. Oakes for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED.)

*Tame Dixey.*

Chairman.

Registered.

Enc. HGH 5a.

IN RE

Application for Enrollment of

INFANT CHILD

*Albert Osmond*

as a citizen of

*Cherokee* Nation.

Approved

MAY 19 1902

100

*[Signature]*  
Commissioner.DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

MAY 19 1902

*[Signature]*  
ACTING CHAIRMAN.



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Albert Oswald Carter born on the 17 day of Dec, 1901  
(Here insert name of child.)  
Name of Father: C. D. Carter a citizen of the Choctaw Nation.  
Name of Mother: Maggie Carter a citizen of the Choctaw Nation.  
Post-office Grant, Ar.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }  
INDIAN TERRITORY }  
Central District. }

I, Maggie Carter, on oath, state that I am 35  
years of age and a citizen, by marriage, of the Choctaw Nation;  
that I am the lawful wife of C. D. Carter, who is a citizen, by  
blood, of the Choctaw Nation; that a Male child was  
(male or female)  
born to me on 17 day of Dec, 1901; that said child has been  
named Albert Oswald Carter, and is now living.

## WITNESSES TO MARK:

(Must be Two  
Witnesses.)

W. J. W. Richardson  
W. J. Oak

Maggie Carter  
marks

Subscribed and sworn to before me this

16 day of May1902L. P. H. Lark

NOTARY PUBLIC

Grant, Ar.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }  
INDIAN TERRITORY }  
Central District. }

I, C. E. Selph, a Midwife, on oath state that I  
attended on Mrs. Maggie Carter, wife of C. D. Carter  
on the 17 day of Dec, 1901; that there was born to her on  
said date a Male child; that said child is now living and is said to have been  
(male or female)  
named Albert Oswald Carter.

## WITNESSES TO MARK:

(Must be Two  
Witnesses.)

C. E. Selph

Subscribed and sworn to before me this

16 day of May1902L. P. H. Lark

NOTARY PUBLIC

7-10-81

20

IN RE

Application for Enrollment of

INFANT CHILD

*Harriet Oakes.*

as a citizen of the

Nation.

Approved, *[Signature]*

190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**

**AUG 6 1900**

*[Signature]*

1544

## Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
 of *Harriet Oakes*, born on the *28<sup>th</sup>* day of *June*, 1900  
 Name of Father: *Chas D Oakes*, a citizen of the *Choctaw* Nation.  
 Name of Mother: *Margaret N Oakes*, a citizen of the *Choctaw* Nation.  
 Postoffice, *Stratford*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY.

*Central* District. )

I, *Margaret N Oakes*, on oath state that I am *32*  
 years of age and a citizen, by *Adoption*, of the *Choctaw* Nation;  
 that I am the lawful wife of *Chas D Oakes*, who is a citizen, by  
*blood*, of the *Choctaw* Nation; that a *female* child was  
 born to me on the *28<sup>th</sup>* day of *June*, 1900; that said child has been  
 named *Harriet Oakes*, and is now living.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

*John Harris*  
*Charly Lumb*

Subscribed and sworn to before me this

*28<sup>th</sup>*day of *July*

1900

*B A Nelson*

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY.

*Central* District. )

I, *Martha E. Gable*, a *Midwife*, on oath state that I  
 attended on Mrs. *Margaret N Oakes*, wife of *Chas D Oakes*,  
 on the *28<sup>th</sup>* day of *June*, 1900; that there was born to her on  
 said date a *female* child; that said child is now living and is said to have been  
 named *Harriet Oakes*.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

*John Harris*  
*Charly Lumb*

Subscribed and sworn to before me this

*28<sup>th</sup>*day of *July*

1900

*B A Nelson*

NOTARY PUBLIC

1  
1800, Indian Territory, August 1, 1900.

1. Mrs. J. C. Smith,

1800, Indian Territory,

1 :

2. Application for enrollment for enrollment  
as a citizen of the Territory of Indian Territory, infant  
daughter of Margaret N. and J. C. Smith, being in  
proper form, has been duly filed and received for enrollment.

1800,

7-1588

Acting Chairman.

7-1588

Muskogee, Indian Territory, May 19, 1902.

Charles D. Oakes,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Albert Oswald Oakes, infant son of C. D. and Maggie Oakes, born December 12, 1901, and the same being in proper form has been duly filed with the records of the Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

1589

Sim Harrison et al

Choc

EMPTY

1590

George W. Oakes et al

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---0---

The record herein is in the matter of the application for the  
enrollment as a citizen by intermarriage of the Choctaw Nation of:

ROSA E. OAKES,

7-1590.

-----



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
Muskogee, Indian Territory, April 28, 1903.

Choctaw 1590.  
Intermarried.

In the matter of the application of Rosa E. Oakes for enrollment as an intermarried citizen of the Choctaw Nation.

Rosa E. Oakes, having been first duly sworn, upon her oath testifies as follows:

EXAMINATION BY THE COMMISSION.

- Q What is your name? A Rosa E. Oakes.
- Q What is your age? A Twenty-four.
- Q Your post-office address? A Boswell, Indian Territory, is my post-office now.
- Q What Nation is that in? A I don't know; I heard it several times. I guess it is in the Choctaw.
- Q How long have you resided in the Choctaw Nation? A I have lived there ever since I was a child about ten years old.
- Q Have you lived there for the last ten years? A Yes, sir; I have been in the Choctaw Nation since I was about ten years old.
- Q Are you a white woman? A Yes, sir.
- Q And you are an applicant for enrollment as an intermarried citizen of the Choctaw Nation? A Yes, sir.
- Q What is the name of your Choctaw husband? A George Wellington Oakes.
- Q Is he a recognized and enrolled citizen by blood of the Choctaw Nation? A Yes, sir.
- Q Has he always been so recognized by the tribal authorities? A Yes, sir, as far as I know, he has.
- Q When did you marry him? A In 1896.
- Q What date? A Twenty-fifth day of December.
- Q Who married you? A Judge Everidge.
- Q Is he a county judge? A Yes, sir. They called him Ed Everidge.
- Q Where were you married? A At Judge Everidge's house.
- Q Where did your husband reside at the time you married him? A At Grant in the Choctaw Nation.
- Q Was he ever married before he married you? A No, sir.
- Q Were you ever married before that? A No, sir.
- Q Have you lived continuously with your husband since your marriage? A I have not been with him for the last three years. He left me.
- Q When? A Three years ago.
- Q Were you divorced from him? A No, sir.
- Q What was the cause of the separation? A He just didn't want to stay with me, that is all I know. He sent me home and told me to wait till he came back and he never came back.
- Q And you never have heard from him since? A Yes, sir, but I have not seen him in three years.
- Q He never got a divorce from you? A No, sir.
- Q Has he ever brought suit for divorce? A No, sir, not that I know of. We have a child five years old and I have had the raisin' of her. He has not cared for her since she was a small child.

Rosa E. Oakes---2

- Q What is the name of the child? A Beulah Belle Oakes.  
Q Where is your husband living now? A Grant, Choctaw Nation.  
Q Did you give him any reason for abandonment? A No, sir, I treated him as well as a woman could treat a man.  
Q When was it your husband left you? A Three years ago, last September.  
Q Did you live with him from the time you were married until that day? A Yes, sir.  
Q And you have not remarried? A No, sir.

-----:-----

Wirt Franklin, being first duly sworn, upon his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 28th day of April, 1903, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

Wirt Franklin

Subscribed and sworn to before me this 28th day of April, 1903.

Charles H. Searcy  
Notary Public.

This is to Certify That  
I have this day joined  
together Mr G. H. Caskin to  
Mrs Rosie Buchanan  
in the Holy Bonds of  
Matrimony

This the 25  
day of December 1896

Witnesses  
S. B. Cook

E. M. Corridy  
Circuit Judge  
Edw. L. N.

CHAS. H. ...

In the ... of the ...  
of ... or ...  
... of the ...  
...

... of  
... of ...

*What is noted by  
... ..*

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

FEB 6 1894

*[Signature]*

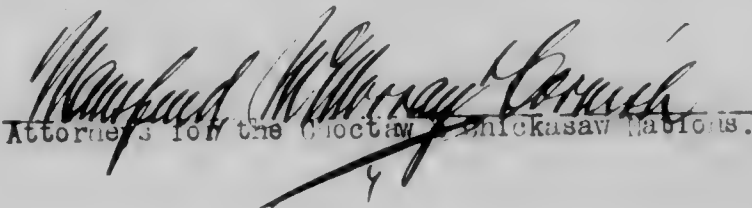
CHAIRMAN

BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Rosa E. Oakes as a citizen by intermarriage of the Choctaw Nation, Choctaw Field No. 1590.

We hereby request on behalf of the Choctaw and Chickasaw Nations, that final decision in this case be postponed until final decision by the Choctaw and Chickasaw Citizenship Court in the case of B. F. Thompson vs. Choctaw and Chickasaw Nations, No. 38 on the South McAlester Docket, in which the said court will decide the question of the validity of that portion of the intermarriage laws of the Choctaw Nation providing for the forfeiture of citizenship of white persons who separate from their Indian spouses, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

  
Attorneys for the Choctaw and Chickasaw Nations.

January 26, 1904.

7-1520.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---0---

In the matter of application for the enrollment of Rosa E. Oakes  
as a citizen by intermarriage of the Choctaw Nation.

DECISION.



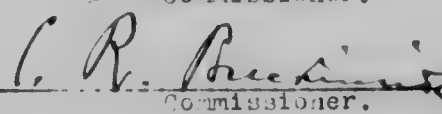
---3---

It appears from the census card record in this case that Rosa E. Oakes (nee Buchanan) appeared before the commission on June 11, 1902 at Spiro Indian Territory and made personal application for enrollment as a citizen by intermarriage of the Choctaw Nation. Further proceedings were had in the matter at Muskogee, Indian Territory on April 28, 1903.

It appears from the record herein that on December 25, 1896 Rosa E. Oakes (nee Buchanan) the applicant herein was lawfully married to George W. Oakes a recognized and enrolled citizen by blood of the Choctaw Nation whose name appears as No. 4514 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 441); that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation that they lived together as husband and wife in said Nation, up to the year 1900, when they were separated through the fault of said George W. Oakes and through no fault of the applicant herein; that the said parties have not been divorced and that the applicant herein has not remarried and that she continued to reside in the said Nation up to and including September 25, 1902.

It is therefore the opinion of this commission that Rosa E. Oakes should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the acts of Congress approved June 23, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 441), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
Chairman.  
  
Commissioner.  
  
Commissioner.

Muskogee, Indian Territory.

AUG 8 1904

Commissioner.

Choctaw 1590

COPY.

Muskogee, Indian Territory, August 8, 1904.

Rosa E. Oakes,

Grant, Indian Territory,

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered August 8, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*T. B. Needles.*

Commissioner in Charge.

Registered.

Incl. 7-1590.

Choctaw 1590

COPY

Muskogee, Indian Territory, August 8, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered August 8, 1904, granting the application of Rosa E. Oakes for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file with this Commission such protest as you desire to make against the action of the Commission in enrolling said Rosa E. Oakes as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*T. B. Needles.*

Commissioner in Charge.

Incl. 7-1590.


Registered.



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

AUG 11 1903

 CHAIRMAN.

7-1590

Answer to 7-1590

To the Hon Commission to the  
Civilized Tribes - Greeting

I George W. Coker Jr. of Grant  
Ark. do hereby certify that the  
testimony of my wife Rosa E. Coker  
made to the Commission at Muskogee  
April 28. 1903 is correct in  
substance and that since said

date, to wit, on or about July 1  
1903 the said Rosa E. Coker  
and myself are reconciled and  
that since about July 25 A.D.  
1903 have lived together as husband  
and wife and do on this day now  
continue to so live with the  
expectation of continuing the marriage  
relation

Given under my hand and signa-  
ture at Grant, Ark. Central District  
Choctaw Nation. This 6th day of  
Aug. A.D. 1903

G. W. Coker Jr.

Sworn to and Subscribed before me,  
J. G. Collins a Notary Public duly  
Commissioned and acting on this  
day and date Aug 6<sup>th</sup>. A.D. 1903

J. G. Collins,  
Notary Public in & for  
the Central District  
Cherokee Nation

My Commission expires June A.D. 1906.

To the Hon Commission to the five Civilized Tribes--Greeting

I George W. Oakes Jr. of Grant I. T. Do hereby certify that the testimony of my wife Rosa E. Oakes made to the Commission at Muskogee April 28 - 1903 is correct in substance and that Since said date, towit, on or about July 1 1903 She the said Rosa E. Oakes and myself were reconciled. And that since about July 25 A. D. 1903 have lived together as husband and wife. And do on this day and date continue to so live. With the expectation of continuing the marriage relation.

Given under my hand and signature at Grant, I. T. Central District Choctaw Nation - this the 6th day of Aug A. D. 1903

(SIGNED) G. W. Oakes, Jr.

.....

Sworn to and subscribed before me J. Y. Collins a Notary Public duly commissioned and acting on this day and date Aug 6th A. D. 1903

(SIGNED) J. Y. COLLINS,  
Notary Public in and for

Central District Choctaw Nation.

(SEAL)

My Commission expire June A. D. 1906.

.....

Endorsed as follows:

Department of the Interior,  
Commission to the Five Civilized Tribes.

F I L E D

Aug 11 1903

Tams Dixby, Chairman.

BB

IN RE

Application for Enrollment of

INFANT CHILD.

*Beulah B. Baker*

As a citizen of the

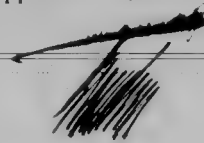
*Choctaw*

Nation.

Approved

*May 11*

1899.



Commissioner.

*Choctaw 1540*

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
of *Beulah B. Baker*, born on the *17<sup>th</sup>* day of *Dec*, 1899.  
Name of father: *Geo W Baker Jr*, a citizen of the *Choctaw* Nation.  
Name of mother: *Rasa E Baker*, a citizen of the *Choctaw* Nation.  
Post Office: *Elm St*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
*Central* District.

I, *Rasa E Baker*, on oath, state that I am *21* years of age and a  
citizen, by *Mary*, of the *Choctaw* Nation; that I am the  
lawful wife of *Geo W Baker Jr* who is a citizen, by *Blair*, of the  
*Choctaw* Nation; that a child was born to me on the *17<sup>th</sup>* day  
of *Dec*, 1899; that said child has been named *Beulah B Baker*  
and is now living.

Subscribed and sworn to before me this *9<sup>th</sup>* day of *May*, 1899.

*B A McLean*  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
*Central* District.

I, *Mary Herald*, a *midwife*, on oath, state that I  
attended on Mrs. *Rasa E Baker*, wife of *Geo W Baker Jr*,  
on the *17<sup>th</sup>* day of *Dec*, 1899; that there was born to her on said date a *female* child;  
that said child is now living and is said to have been named *Beulah B Baker*.

Subscribed and sworn to before me this *9<sup>th</sup>* day of *May*, 1899.

*Mary Herald*  
*B A McLean*  
Notary Public.

7-1590.

Muskogee, Indian Territory, February 27, 1903.

Rosa E. Oakes,

Grant, Indian Territory.

Dear Madam:

It is the present intention of the Commission to establish land offices in the Choctaw and Chickasaw Nations April 1, 1903. The act of Congress approved July 1, 1902, provides:

"No person whose name does not appear upon the rolls as herein provided shall be entitled in any manner to participate in the distribution of the common property of the Choctaw and Chickasaw tribes."

It will be necessary, before your right to enrollment as an intermarried citizen of the Choctaw Nation can be determined, that you appear before the Commission and testify as to your status on September 25, 1902.

For this purpose the Commission has made an appointment at Atoka, Indian Territory, March 10 to 13, 1903, and you should personally appear at said place on one of the above dates for the purpose herein indicated. No further action can be taken relative to the determination of your right to enrollment until this testimony is received.

Respectfully,

Chairman.

7-1590.

Muskogee, Indian Territory, May 1, 1903.

George W. Oakes,  
Grant, Indian Territory.

Dear Sir:

In the matter of the application for the enrollment of your wife, Rosa E. Oakes, as a citizen by intermarriage of the Choctaw Nation, it appears from her testimony that you and she have separated and the Commission is desirous of obtaining your testimony as to the cause for this separation.

You are, therefore, requested to appear before the Commission at its office in Muskogee, Indian Territory, at an early date for the purpose of giving this testimony.

Respectfully,

Chairman.



Muskogee, Indian Territory, July 27, 1903.

George W. Oakes,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 22nd instant relative to the application for enrollment of your wife, Rosa E. Oakes, an intermarried citizen of the Choctaw Nation, stating that at the time she last appeared before the Commission you and she were separated, but not divorced; you state further that you and she have decided to, and are now living together as man and wife.

You are advised that in the testimony of Rosa E. Oakes taken before the Commission at Muskogee, Indian Territory, April 28, 1903, it is stated that she had not lived with you for the last three years; that you had left her for the reason that you did not want to live with her. If this statement in her testimony, as to the separation, is correct your sworn statement corroborating the same may be forwarded to this office and upon receipt thereof the matter will receive proper consideration in connection with her application for enrollment as an intermarried citizen of the Choctaw Nation. Such statement however, should also show that

you and Rosa E. Oakes are now living together as husband and wife.

This matter should receive prompt attention.

Respectfully,

Commissioner in Charge.

7-1590

Muskogee, Indian Territory, August 11, 1903.

George W. Oakes Jr.,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your affidavit dated August 6, 1903, stating that the testimony given by your wife before this Commission at Muskogee, Indian Territory, April 28, 1903, relative to her status September 25, 1902 as an intermarried citizen of the Choctaw Nation is substantially correct. It is further stated in your affidavit that you and your wife have become reconciled and are again living together as husband and wife with the expectation of continuing the marriage relation.

You are advised that your affidavit has been duly filed with our records in the matter of the application of Rosa E. Oakes for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Commissioner in Charge.

7-1590

Muskogee, Indian Territory, November 14, 1903.

George W. Oakes,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of November 10, asking if your wife, Rosie E. Oakes, has been recognized as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are informed that the Commission has not yet passed upon the application of Rosa E. Oakes for enrollment as an intermarried citizen of the Choctaw Nation and it is impracticable, at this time, to say when this case will be reached for consideration, but as soon as a decision is rendered she will be notified of the action taken.

Respectfully,

Chairman.

Choctaw 1590

Muskogee, Indian Territory, February 10, 1904.

Rosa E. Oakes,

Grant, Indian Territory,

Dear Madam:

You are hereby advised that under direction of the Secretary of the Interior of November 18, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations dated January 23, 1904, no further action will be taken relative to your enrollment as an intermarried citizen of the Choctaw Nation until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

7-1590

Muskogee, Indian Territory, September 22, 1904.

G. W. Oakes,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 7th instant, forwarded to this office by the Commissioner in Charge, Choctaw Land Office, Atoka, Indian Territory, wherein you request to be advised whether any protest has been filed against the enrollment of your wife, Rosa E. Oakes, as an intermarried citizen of the Choctaw Nation.

You are advised that protest to the enrollment of Rosa E. Oakes as a citizen by intermarriage of the Choctaw Nation was filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations, dated June 23, 1904.

Respectfully,

Chairman.

1591

John E. Oakes et al

Choc

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
ANTLER, I.T. Dec. 5, 1902.

7-1591

In the matter of the application of Annie Oakes for enrollment as an inter married citizen of the Choctaw Nation.

Annie Oakes being sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Annie Oakes.  
Q How old are you? A Thirty one.  
Q What is your post office address? A Grant.  
Q How long have you been a resident of the Choctaw Nation?  
A About fifteen years.  
Q Have you lived here continuously for the past fifteen years?  
A Yes sir.  
Q Have you ever made your home anywhere else during that time? A No sir.  
Q Do you claim inter married rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim such rights? A John Oakes.  
Q Was he a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have his rights as such ever been disputed? A No sir.  
Q When were you married to John E. Oakes? A On the 2nd day of May 1889.  
Q Where was this marriage ceremony performed? A Goodwater.  
Q At that time were both you and your husband residents of the Choctaw Nation? A Yes sir.  
Q Who performed the marriage ceremony? A P. rsen Gibbons.  
Q Were you married under a license? A No sir; we had a certificate.  
Q Were you ever married before your marriage to John E. Oakes?  
A Yes, I was a widow.  
Q Just once before? A Yes sir.  
Q What was the name of your former husband? A O. B. Nations.  
Q Was he a white man? A Yes sir.  
Q He was dead at the time of your marriage to your present husband?  
A Yes sir.  
Q Was Mr. Oakes ever married before his marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

Henry G. Hains being sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings above, on December 5, 1902, and that this is a full, true, and correct transcript of his stenographic notes in same.

Subscribed and sworn to before me this 31 day of December 1902.

*Charles H. Sawyer*

Notary Public.



7-1591

In the matter of the application for the enrollment of Annie Oakes as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

It appears from the record herein that Annie Oakes, on May 1, 1889, was lawfully married to John E. Oakes, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4516 upon the lists prepared by this Commission, under the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Annie Oakes should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

C. R. Redding

Muskogee, Indian Territory,

APR 29 1903

Chootaw- 1891

Copy.

Muskogee, Indian Territory, April 29, 1903.

Annie Oakes,

Grant, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Chootaw Nation.

The attorneys for the Chootaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Chootaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Chootaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Enc. HGH 1.

Chootaw-1591

COPY

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,  
Attorneys for the Chootaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Annie Oakes for enrollment as a citizen by intermarriage of the Chootaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Chootaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Chootaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*James D. Smith*

Chairman.

Registered.

Enc. BQH 1a.

IN RE

Application for Enrollment of

INFANT CHILD.

Emma M. (Cates)

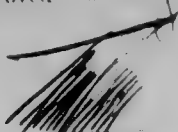
(D) a citizen of the

Rockwell Nation.

Approved

May 11

1874



Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

May 11 1874



CHIEF OF BUREAU

1591

# Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
 of Emma Mabel Oaker, born on the 22<sup>nd</sup> day of November, 1898.  
 Name of father: John E Oaker, a citizen of the Choctaw Nation.  
 Name of mother: Annis Oaker, a citizen of the Choctaw Nation.  
 Post Office: Summit St

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY,  
Seaboard District.

I, Annis Oaker, on oath, state that I am 27 years of age and a citizen, by Marriage, of the Choctaw Nation; that I am the lawful wife of John E Oaker who is a citizen, by Birth, of the Choctaw Nation; that a female child was born to me on the 22<sup>nd</sup> day of Nov, 1898; that said child has been named Emma Mabel Oaker, and is now living.

Subscribed and sworn to before me this 9<sup>th</sup> day of May, 1899  
B A Nelson  
 Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY,  
Seaboard District.

I, Mary Thiesler, a midwife, on oath, state that I attended on Mrs. Annis Oaker, wife of John E Oaker, on the 22<sup>nd</sup> day of Nov, 1898; that there was born to her on said date a female child; that said child is now living and is said to have been named Emma Mabel Oaker.

Subscribed and sworn to before me this 9<sup>th</sup> day of May, 1899  
Mary Thiesler  
B A Nelson  
 Notary Public.

# Marriage Certificate

This is to certify that  
I have this day united  
in Holy Matrimony  
according to law

Mr John O Oakes  
and Mrs Annie Nations  
This May 1<sup>st</sup> 1889  
J. P. Gibbons.  
Minister

1592

Rueben willis

Choc

---

Choctaw 1522.

Muskogee, Indian Territory, March 24, 1903.

Reuben Willis,

Hugo, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of March 10, designating the numbers of the land you desire to select in allotment, and in reply you are advised that the Commission has, at this time, no means of recording the selections of citizens of the Choctaw Nation. Matters of this character will receive its consideration upon the establishment of land offices in the Choctaw and Chickasaw Nations, which will be April 15, 1903, at which time the citizens of these two tribes may appear at the land office for the nation in which their land is located, and make formal application for their allotments.

Respectfully,

Chairman.



1593

Ellis Wood

et al

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
Muskogee, Indian Territory,  
November 2, 1903.

Choctaw 1593,  
Intermarried.

In the matter of the application for the enrollment of  
Carrie Wood as a citizen by intermarriage of the Choctaw Nation.

Said Carrie Wood, being first duly sworn, testified as  
follows:

Examination by the Commission.

- Q What is your name? A My present name?  
Q Yes? A Carrie LeFlore.  
Q What is your father's name? A Charles George Gooding.  
Q What is your mother's name? A Esther Gooding.  
Q Father and mother both white? A Yes, sir.  
Q Citizens of the United States? A Yes, sir.  
Q Claimed no rights as Indians by blood? A No, sir.  
Q Do you? A No, sir.  
Q You claim as an intermarried citizen? A Yes, sir.  
Q Who was the Indian through whom you claim rights as an intermarried citizen? A Governor Bazil L. LeFlore.  
Q Was he your first husband? A Yes, sir.  
Q Were you his first wife? A No, sir. I was his third wife.  
Q What were the names of his former wives? A His first wife was -- she was a Fisher.  
Q Was she dead at the time he was married to you? A Yes, sir.  
Q What about his second wife? A Martha Bacon.  
Q Was she dead at the time of his marriage to you? A Yes, sir.  
Q Where were you living at the time of your marriage to Bazil LeFlore? A Lived a mile from old Doakesville.  
Q Choctaw Nation? A Yes, sir.  
Q How long had you been a resident of the Choctaw Nation at that time? A Born and raised in the Choctaw Nation.  
Q Was Bazil LeFlore a recognized and enrolled citizen by blood of the Choctaw Nation? A Yes, sir.  
Q Where was he living at the time of his marriage to you? A Fort Towson.  
Q Choctaw Nation? A Yes, sir.  
Q When were you married to him? A Seventh of February, 1863.  
Q Have you got a marriage license? A No, sir, didn't get any marriage licenses in those days.  
Q Whom were you married by? A Reverend Charles Kingsbury.  
Q A minister of the gospel? A Yes, sir.  
Q Married in the Choctaw Nation? A Yes, sir.  
Q You didn't get a marriage certificate at all? A No, sir, they didn't

- give them. That in the Bible was all that I have.
- Q There is on file what purports to be a marriage certificate between Basil L. LeFlore and Caroline A. Gooding, on February 7, 1863, at Fort Towson, Choctaw Nation, by the Reverend Cyrus Kingsbury, D. D., Presbyterian Church. Is that yours? A Yes, sir.
- Q Where did you get it? A Got it out of my family Bible.
- Q That's a copy then? A No, sir, that is the original.
- Q Original, is it? A Yes, sir, it was made in the Bible after the marriage in February.
- Q Soon after? A Yes, sir.
- Q By Mr. Kingsbury, himself? A Yes, sir.
- Q Is that his hand writing? A I suppose it was. I didn't see him write it, but I know he wrote it.
- Q How long did you live with Mr. LeFlore? A We married the 7th of February, 1863; he died the 15th of October, '86.
- Q Did you live together during all that time as husband and wife? A Yes, sir.
- Q No separation abandonment or divorce? A No, sir.
- Q Where did you live all that time? A In the Choctaw Nation.
- Q From the time of your marriage up until his death you both lived together in the Choctaw Nation as husband and wife? A Yes, sir.
- Q Did you remarry? A Yes, sir.
- Q Who was your next husband? A Ellis Woods, a full blood Choctaw.
- Q When were you married to him? A I was married to him the 12th day of April, four years ago -- in 1899.
- Q Did you have a license and certificate? A I have my marriage certificate.
- Q To Ellis Woods? A Yes, sir.
- Q It isn't on file? A I don't know whether it is or not. If it isn't, I have it at home. Seems to me it was sent when application for divorce was made. Isn't it with the other papers?
- Q At the time of your marriage to Ellis Woods, were you a resident of the Choctaw Nation? A Yes, sir.
- Q Was Ellis also a resident of the Choctaw Nation? A Yes, sir.
- Q After you and Woods were married where did you live? A We lived about a mile from Goodland in the Choctaw Nation.
- Q Live together as husband and wife now? A No, sir.
- Q How long did you live with him? A Five months.
- Q Then what took place? A Well, that I couldn't live with him; it was cruelty.
- Q You separated? A Yes, sir, we separated.
- Q And you haven't lived together since then? A No, sir.
- Q Have you obtained a divorce from him? A Yes, sir, I notified him -- he sent me word that he was going to get a divorce. I wrote to him to get it just as soon as he wanted. I waited over two years and didn't make any application for it, but I asked for it my self.
- Q There is a decree of divorce here between Mrs. Carrie Woods and Ellis Woods; is that yourself -- that Carrie Woods you and Ellis Woods your husband? A Yes, sir.
- Q Under that decree you were to retain your former name, Mrs. Carrie LeFlore? A Yes, sir.
- Q And you wish to be known by that name now? A Yes, sir.
- Q Since your marriage to Basil LeFlore in 1863, have you lived in the Choctaw Nation? A I have all the time except for a little over three years during the school months when I was in Dallas educating my two little nieces that didn't have the advantages of

the schools here.

- Q You had a permanent home in the Choctaw Nation? A During all that time I had my permanent home in the Choctaw Nation. My residence at Dallas was for the purpose only of educating my nieces.
- Q Was Ellis Woods married before he was married to you? A Yes, sir.
- Q How many times? A Three times.
- Q Were his former wives all dead at the time of his marriage to you? A Two first were.
- Q Was he divorced from his third wife? A No, she was divorced from him; that is, I have their word for it; I never saw the decree.
- Q Since you and Ellis Woods have separated, you have not remarried, have you? A No, sir.
- Q Through which of the husbands do you claim? A I claim through my first, Bazil LeFlore.
- Q What was the cause of the separation between you and Ellis Woods? A Cruelty -- sad cruelty, and oppression.
- Q Did you abandon him, or did he abandon you? A I abandoned him.
- Q You mean to say you were compelled to abandon him? A Yes, sir.
- Q You obtained a divorce from him, did you? A I obtained the divorce, yes, sir.
- Q What was the grounds of the divorce? A Cruelty and bad treatment; I think that is the way it was written. Yes, that's the grounds. I lived with him just as long as I could.
- Q You were divorced August 20, 1900? A Yes, sir.
- Q Have you any children? A No, sir, I have no children of my own. I have raised ten -- four full bloods and nieces and nephews.
- Q Where do you get your mail? A I get it at Grant, Indian Territory, -- Choctaw Nation.
- Q Anything you wish to say Mrs. Woods -- Mrs. LeFlore? A Nothing only I would like to have my citizenship and have my name as LeFlore.

The applicant herein is identified on the 1896 Choctaw Census record, number 14769.

- Q Do you know if you are on the 1885 roll? Have you drawn any money? A No, sir, I have never drawn a cent of money -- of the Choctaw money; I once drew Chickasaw money.

The applicant is also identified upon the 1885 Choctaw Roll Kiamitia County, page 48, number 715.

- Q How old are you? A Sixty-seven years old last month -- October.

The applicant's husband, Basil L. LeFlore, is also identified upon the 1885 Choctaw Roll, Kiamitia County, page 70, number 714.

- Q Was Bazil LeFlore Governor of the Choctaw Nation? A Yes, sir, he was Governor one year.
- Q Do you remember the year? A I don't. It was after we were married -- it was, I think -- it was after the war -- it was in '66 perhaps, and he resigned. In '69 he was Treasurer. I didn't keep up with his official positions. He was auditor at the time of his death and was from 1876 up until his death, but he never would accept the Governorship any more.

Carrie Wood 4

- Q Why is it you have not appeared before now? A I have never been summoned. I am a cripple and can't get up and can't walk. My brother went to Antlers and appeared before the Court and they told him it was sufficient. He went up to talk for me. He went last spring before the Commissioners over at Atoka, and too -- it was to see about the land. He appeared there and they gave him a little slip and asked him a good many questions and gave him power of attorney, provided I should not be able to appear before them again. I have never received anything until this came last month -- and lay in the office until last Saturday morning.
- Q Were you admitted in 1896? A No, sir, I didn't apply.
- Q The first time you appeared was? A Was when I went to be registered with Mr. Woods, four years ago last spring, that the Commission made in Goodland -- my first appearance.
- :-----

Wirt Franklin, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he reported all proceedings had in the above entitled cause at Muskogee, Indian Territory, on the 2nd day of November, 1903, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said case.

Wirt Franklin

Subscribed and sworn to before me this 6 day of November, 1903.

Charles H. Sawyer  
Notary Public.

-----:-----

7-1593

Muskogee, Indian Territory, November 1, 1904.

Charles F. Hamblin,

Purcell, Indian Territory.

Dear Sir:-

~~Heretofore it is hereby acknowledged of the affidavit of Mrs.~~  
Anna Hamblin and G. H. Tralle, relative to the birth of Lela Hil-  
lred Beatrice Hamblin May 7, 1904.

Under the provisions of the Act of Congress approved July  
1, 1902, the Commission is now without authority to receive or con-  
sider the original application for enrollment of any person whom-  
soever as a citizen of the Choctaw or Chickasaw Nation.

Respectfully,

Commissioner in Charge.

*Ed.*  
*360*  
7 - 1893.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Carrie  
McFloro as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that Carrie McFloro (nee  
Gedding), on February 7, 1863, was lawfully married to Basil L.  
McFloro, a recognized and enrolled Choctaw Indian by blood, whose  
name is identified upon the 1885 Choctaw Roll, Miami County,  
page 70, No. 714; that at the time of said marriage both persons  
above mentioned were residents in good faith of the Choctaw  
Nation and that they lived together continuously, in said Nation  
as husband and wife from the date of said marriage until October  
15, 1886, the date of the decease of said Basil L. McFloro, since  
which time the applicant herein continued to reside in the Choctaw  
Nation up to and including September 25, 1902.


It further appears from the record herein that on April  
12, 1899, the applicant herein was married to Ellis Woods, a rec-  
ognized and enrolled citizen of blood of the Choctaw Nation,  
whose name appears as Ellis Wood, No. 4522 upon the lists prepared  
by this Commission under the act of Congress, approved July 1, 1892,  
(26 Stat., 641) of persons entitled to be admitted as citizens by  
blood of the Choctaw Nation as approved by the Secretary of the  
Interior December 12, 1902; that the applicant herein and said  
Ellis Woods lived together as husband and wife for a period of  
five months and then separated, she being compelled thereto by  
reason of his cruel and inhuman treatment, and obtaining a divorce  
from him in 1900, since which time she had not remarried up to  
and including September 25, 1902.

It is, therefore, the opinion of this Commission that Carrie  
McFloro should be enrolled as a citizen by intermarriage of the  
Choctaw Nation, under the provisions of the acts of Congress ap-  
proved June 28, 1898, (30 Stat., 491) and July 1, 1892, (22 Stat.,  
641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
Chairman.

  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory.

MAR 15 1904

  
Commissioner.

Choctaw 1693

Muskogee, Indian Territory, March 29, 1904.

Carrie LeFloro,

Grant, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If, at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED *J. B. Needles.*

Commissioner in Charge.

Registered.  
Enc. 7-1593.



COPY.

Choctaw 1593

Muskogee, Indian Territory, March 29, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 15, 1904, granting the application of Carrie LeFlore for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If, at the expiration of that time, no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*T. B. Needles.*

Commissioner in Charge.

Registered.  
Enc. 7-1593.

7-1593.

Muskogee, Indian Territory, September 17, 1903.

Carrie Wood,

Grant, Indian Territory.

Dear Madam:

In the matter of your enrollment as a citizen by intermarriage of the Choctaw Nation you are advised that it will be necessary for you to appear in person before the Commission at its offices at Muskogee, Indian Territory, there to give testimony regarding your intermarried status upon September 25th 1902, as no further consideration can be given the matter of your enrollment as a citizen by intermarriage of the Choctaw Nation until you have in person given this testimony.

You should appear before the Commission at your earliest convenience.

Respectfully,

Chairman.

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**

DEC 6 1900

ACTING COMMISSIONER

16301

DEC 11 1900

OFFICERS.

E. M. EVERIDGE, Judge.  
P. C. HARRIS, District Attorney.  
T. W. EVERIDGE, Clerk.

Circuit Court, Third District.  
Choctaw Nation.

TERMS OF COURT.

First Monday in February and second Monday in August.

T. W. EVERIDGE, Clerk.

Grant, I. T.,

189

Monday Evening August, 20th, 1900.

Court met pursuant to adjournment roll called. No error present, Court declared ready for dispatch of business.

COURT OF CHANCERY OPENED.

A petition of Mrs. Carrie Woods being presented by her Attorney C. S. Vinson asking for a Decree of Divorce, and that the said Carrie Woods be granted her former name Carrie LeFlore.

(Style of Case)

Mrs. Carrie Woods	"	Complaint in Equity.
vs	"	by Attorney Vinson.
Ellis Woods	"	

Judgement of Court in Equity.

In the District Court of the Choctaw Nation for the Third Judicial District of the Choctaw Nation, Indian Territory.

Divorce Granted to Mrs. Carrie Woods Plaintiff vs Ellis Woods, Defendant, and that the said Mrs. Carrie Woods retain her former name Mrs. Carrie LeFlore, and it so ordered.

(Signed) E. M. Everidge.

Circuit Judge 3rd Judicial District,  
Choctaw Nation.

This is to certify that the above is a true and correct copy of the original Divorce of Mrs. Carrie Woods vs Ellis Woods at the August term of regular session, 1900. This the 1st day of September, 1900.

Circuit Clerk of the 3rd Judicial District, Choctaw Nation.

# BILL OF DIVORCE.

## The Choctaw Nation,

In Circuit Court of the Third Judicial District, Region *See Just* term  
190*5*, a petition of *John J.*  
being presented by *John J.* Attorney in said Court, for a Bill of Divorce, setting forth the facts, etc.,  
and after the Court hearing the Testimony in regard to the petition do order and decree that a Bill of  
Divorce be issued to the applicant. *John J.*

THEREFORE, I do issue a Bill of Divorce to said applicant *John J.*  
forever releasing *John J.* from the Bonds of Matrimony heretofore existing  
between *John J.* and *John J.*

Given under my hand and seal of office, this the *20<sup>th</sup>* day of *April* A.D. 190*5*  
*John J.*  
Circuit Clerk, 3d District, C. N.

By

Deputy.



WHAT GOD HATH JOINED TOGETHER, LET NOT MAN PUT ASUNDER - MATT. XIX. 6.

THIS CERTIFIES THAT  
THE RITE OF

**Holy Matrimony**

WAS CELEBRATED BETWEEN

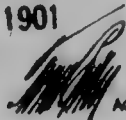
Basil, L. Lettore of Towson County, Choptank Nation  
and Caroline A. Gooding of Towson County, Choptank Nation  
the 7<sup>th</sup> Feby 1863. at Fork Towson, Co. National  
Rev<sup>d</sup> Cyrus Kingobury, D.D. Presbyterian Church.  
Witness Henry L. Gooding Miss Miss Rebecca A. Lettore

Holy Bible

DEPARTMENT OF THE INTERIOR,  
BUREAU OF INDIAN AFFAIRS,  
WASHINGTON, D. C.

**FILED**

JAN 21 1901




ACTING CHAIRMAN.

*Law.*

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

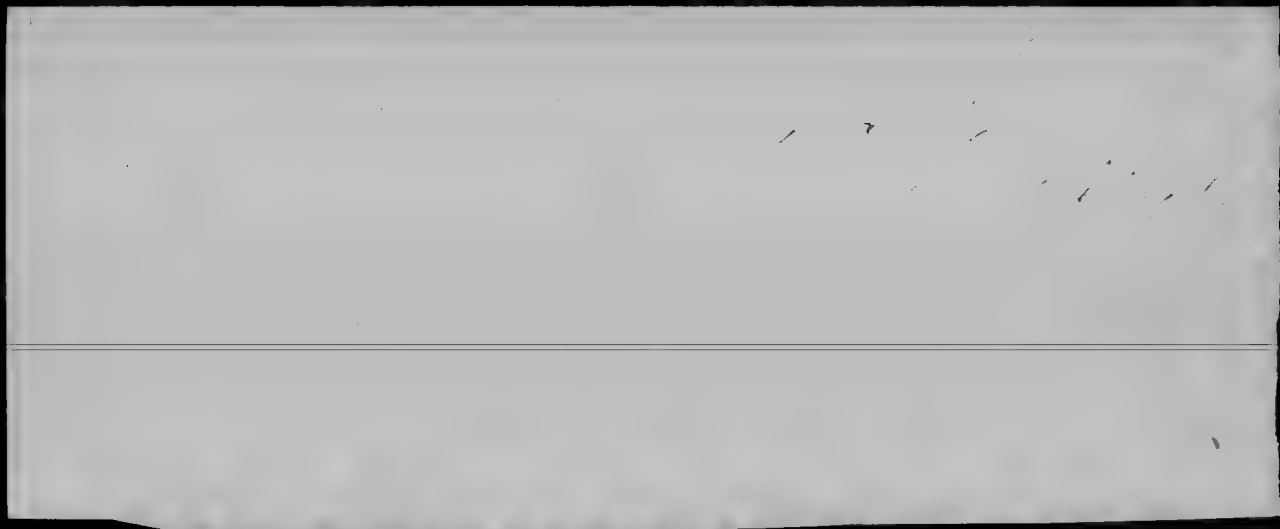
NOV 11 1903



CHIEF OF BUREAU

*Warrior  
- Captain*





7-1593

and we are certain that our  
State will be together  
in this great cause  
to law. Mr. Carrington  
Mr. Carrington

Minister

(7)  
Okla

Montana Land Cases.  
August term 1903.

A petition of Mrs. Carrie Woods being presented by her attorney C. J. Munson asking for a bill of divorce and from her husband Ellis Woods. Plaintiff asks the Court to grant her former name Carrie Litton. Court grants the Plaintiff a decree of divorce and that Plaintiff retain her former name as changed in foregoing petition. This 20th day of August 1903.

Attest

~~Wm. Smiley~~  
Clerk-

S. M. Emude

Notary Public for the State of

I, S. M. Emude, Notary Public Third Dist. & N. do certify that the above is a true and <sup>correct</sup> copy of decree and order of District Court of Third District, Shoshone Nation. The original of same is on file in the office of the District Court of the Third District Shoshone Nation. In testimony whereof I set my hand and cause the seal of office to be affixed hereto, this the 31st day of October 1903.

~~Wm. Smiley~~ Dist. Clerk 3rd Dist.  
Shoshone Nation

1594

Clay Loman et al

Choc

Choctaw 1594.

Wuskogee, Indian Territory, April 10, 1903.

Clay Loman,

Waskia, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of April 3, designating the numbers of the land which you desire to select in allotment for yourself and your family.

In reply to your letter you are advised that the Commission has, at this time, no means of recording the selections of citizens of the Choctaw and Chickasaw Nations. Matters of this character will receive its consideration upon the establishment of land offices, April 17, 1903, at which time the citizens of these two tribes may appear at the land office for the nation in which their land is located.

Respectfully,

Chairman.

7-1594  
7-2913

Muskogee, Indian Territory, September 2, 1903.

Clay Loman,  
Hampden, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of August 20, 1903, requesting to be advised whether the name of Jefferson Lewis appears upon the rolls of the citizens of the Choctaw Nation.

You are advised that on June 20, 1899, Reuben Louis and his son, Jefferson, and daughters Ada and Katie Louis were duly listed for enrollment as citizens by blood of the Choctaw Nation.

It further appears from our records that Reuben Louis died February 18, 1902; proof of death having been filed with our records October 23, 1902.

The Commission has been advised that other members of this same family have died since the time they were listed for enrollment as citizens by blood of the Choctaw Nation. You are, therefore, requested to state if Jefferson, Ada and Katie Louis are now living.

Please give this matter prompt attention, returning your reply in the enclosed envelope, which requires no postage.

Respectfully,

Chairman.

Rev.

7-2913  
7-1594

Muskogee, Indian Territory, October 14, 1903.

Sillen Loman,

Hamden, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of the 3rd inst., in reply to our letter dated September 2, 1903 and addressed to Clay Loman requesting information relative to Jefferson Lewis, son of Reuben Lewis.

It is stated in your letter that you know of but one Jefferson Lewis and that he was a resident of Kiamitia County and died in June 1903, and was 38 years of age.

You are advised that the Jefferson Lewis described by you is not the Jefferson Lewis concerning whom our inquiry was made.

Respectfully,

Chairman.

7-1594

Muskogee, Indian Territory, March 7, 1906.

W. P. Stewart,  
Attorney at Law,  
Antlers, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of February 28, 1906, asking what the records show about the age of Watkin Loman, son of Clay and Cellon Loman.

In reply to your letter you are advised that it does not appear from the records of this office that Watkin Loman, child of Clay and Cellon Loman, is an applicant for enrollment in the Choctaw Nation, but it does appear that Wilken Loman, son of Clay and Sillen Loman has been enrolled as a citizen by blood of the Choctaw Nation and his age upon the approved roll of such citizens as made up as of September 25, 1902, is fourteen years.

Respectfully,

Acting Commissioner.



5526-1907

7-1594

Muskogee, Indian Territory, August 17, 1907.

Wilken Lomon,

Antlers, Indian Territory.

Dear Sir:

Your letter of August 11, 1907, addressed to the United States Indian Agent has been by him referred to this office for appropriate action. Therein you request to be advised if you can get your wife and child, born January 29, 1907, on the Choctaw roll.

In reply to your letter your letter your attention is invited to the following provision of the Act of Congress approved April 26, 1906 (34 Stats., 137):

"That the rolls of the tribes affected by this Act shall be fully completed on or before the fourth day of March, nineteen hundred and seven, and the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person after said date."

You will, therefore, observe from the above provision that there is no authority for the enrollment of any persons as citizens of the Choctaw or Chickasaw Nation.

Respectfully,

Commissioner.

1595

Julia wade

choc

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

*Alberta Wade*

as a citizen of

*Choctaw*

Nation

FEB 12 1901

Approved

190

*C. H. Rice*  
Commissioner

RECEIVED BY THE INDIAN  
COMMISSIONER OF THE FIVE CIVILIZED TRIBES

FILED

FEB 12 1901

*W. H. H. H.*  
S. A. S. S. S.

CHOCTAW.

7-1595

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Alberta Wade, born on the 2 day of May, 1999.  
(Here insert name of child)  
Name of Father:                     , a citizen of the                      Nation.  
Name of Mother: Julia Wade, a citizen of the Choctaw Nation.  
Post-office, Goodland, KS

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

central

District.

I, Julia Wade, on oath state that I am 24 years of age and a citizen, by blood, of the Choctaw Nation;  
that I am the lawful wife of                     , who is a citizen, by

                    , of the                      Nation, that a female child was  
(male or female)  
born to me on the 28 day of April, 1999, that said child has been  
named Alberta Wade, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)

Julia Wade mark  
Susie Bacon  
Jessie Terry

Subscribed and sworn to before me this 22 day of January, 1901.

J. J. King

NOTARY PUBLIC.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

District.

I, Ruban McCoy, a Midwife, on oath state that I  
attended on Mrs. Julia Wade, wife of                     ,  
on the 28 day of May, 1999, that there was born to her on  
said date a Female child; that said child is now living and is said to have been  
(male or female)  
named Alberta Wade.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Ruban McCoy mark  
McGurkhaugh  
L. H. Raliff

Subscribed and sworn to before me this 23 day of January, 1901.

J. J. King

NOTARY PUBLIC.

Muskogee, Indian Territory, January 30, 1901.

J. J. Terry,

Goodland, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 23rd instant enclosing the application for enrollment as a citizen of the Choctaw Nation of Alberta Wade, the infant daughter of Julia Wade, born May 28th, 1899.

The application for the enrollment of this child is returned to you herewith for the reason that the Notary Public has failed to affix his notarial seal to the affidavit of the mother.

Upon the return of the application with this omission supplied, the matter will be given further consideration.

Yours truly,

Acting Chairman.

Enc 1 1

7-1596

COMMISSIONERS

HENRY L. DAWES.  
TAMM BIXBY.  
THOMAS B. NEEDLES.  
C. R. BRECKINRIDGE.

ALLISON L. AYLESWORTH  
SECRETARY

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES

Muskogee, Indian Territory, February 12, 1901.

Julia Wade,

Goodland, Indian Territory.

Dear Madam:

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Alberta Wade, the infant daughter of Julia Wade, born May 28th, 1899, and the same being in proper form has been duly filed with the records of this Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

7-1595

7-18-18

Muskogee, Oklahoma, March 18, 1903.

Subject:

Death of Alberta  
Wade, a Choctaw.  
.....

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith the record in the matter of the date of the death of Alberta Wade, whose name appears opposite No. 4529 upon a schedule constituting a part of the final roll of citizens by blood of the Choctaw Nation, approved by the Secretary of the Interior December 12, 1902.

It appearing from certain affidavits filed with this office that there was a question as to the exact date of the death of the said Alberta Wade, the Commissioner to the Five Civilized Tribes ordered that an investigation be made for the purpose of determining whether or not said person was living on September 25, 1902, and the record transmitted herewith is the result of such investigation.

The investigation of this case was made under the direction of this office in the year 1906, and a decision was rendered by the Commissioner to the Five Civilized Tribes on July 7, 1906, to the effect that Alberta Wade, whose name appears opposite No. 4529 upon the approved roll of citizens by blood of the Choctaw Nation, died in the fall of the year 1901, but it does not appear that a report on this case has heretofore been made to the Department.

I have the honor to further report that no selection of an allotment of the lands of the Choctaw and Chickasaw Nations has been made in the name of the said Alberta Wade.

Inasmuch as it appears that Alberta Wade died prior to September 25, 1902, the date of the ratification of the Choctaw-Chickasaw agreement approved July 1, 1902 (32 Stats., 641), I have the honor to recommend that there be placed upon the final roll and letter of transmittal in the possession of the Department opposite the name of Alberta Wade, appearing thereon at No. 4529, the following notation:

"Died prior to September 25, 1902;  
not entitled to land or money",

and that a like notation be placed upon the copy of the final roll and letter of transmittal in the possession of the



3.  
Indian Office.

I have the honor to further recommend that this office be authorized to place a like notation upon the copies of the final roll and letter of transmittal in its possession.

Respectfully,

WPC(VR 346)

Acting Commissioner.

Through the  
Commissioner of  
Indian Affairs.

385  
D.C. 700-1908  
I.T. 19828-1908.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

CFH

April 20, 1908.

EWE

Subject: Date of  
death of Alberta  
Wade.

Commissioner to the Five Civilized Tribes,  
Muskogee, Oklahoma.

Sir:

Referring to a communication from Acting Commissioner Ryan,  
dated March 18, 1908, you are advised that on April 10, 1908, the  
Department granted authority for you to place opposite the name  
of Alberta Wade, as it appears at No. 4529 on the roll of citizens  
by blood of the Choctaw Nation in the possession of your office,  
the following notation:

Died prior to September 25, 1902;  
not entitled to land or money.

Similar notations have been made on the copies of the roll  
in the possession of the Department and this Office.

A copy of Office letter of April 9, submitting the matter  
to the Department, is enclosed.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

RE

I.T. 19828-1908

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

April 9, 1908.

FWE

Subject: Date of death  
of Alberta Wade.

---

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit a communication from Acting Commissioner Ryan, dated March 18, 1908, enclosing the record in the matter of the date of the death of Alberta Wade, enrolled opposite No. 4529 on the final roll of citizens by blood of the Choctaw Nation, approved by the Department December 12, 1902.

A question having arisen as to the date of the death of Alberta Wade, the Commissioner to the Five Civilized Tribes directed that an investigation be made for the purpose of determining the exact date of her death. The enclosed record was made in the year 1906, and on July 7, 1906, Commissioner Rixby rendered a decision holding that the applicant died in the fall of 1901. The case, however, has not been heretofore transmitted to the Department.

Acting Commissioner Ryan reports that no selection of land has been made in the name of Alberta Wade.

The Office concurs in the recommendation of the Acting Commissioner to the Five Civilized Tribes that there be placed op-

posite the name of Alberta Wade, as it appears at No. 4529 on the rolls of citizens by blood of the Choctaw Nation in the possession of the Department and this Office, the following notation:

Died prior to September 25, 1902;  
not entitled to land or money;

and that Commissioner Wright be authorized to make a similar notation on the copy of the roll in the possession of his office.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

RH

April 10, 1908.

Approved:

(Sig) Jesse E. Wilson

Assistant Secretary.

Muskogee, Oklahoma, April 25, 1908.

Chief Clerk,  
Chickasaw Land Office,  
Ardmore, Oklahoma.

Sir:

There is enclosed you herewith a copy of Indian Office letter of April 20, 1908, (I. T. 19828-1908), accompanied by a copy of the report and recommendation of the Acting Commissioner of Indian Affairs of April 9, 1908, approved by the Department April 10, 1908, authorizing the placing of the following notation opposite the name of Alberta Wade as it appears at number 4529 on the approved roll of citizens by blood of the Choctaw Nation:

Died prior to September 25, 1902;  
not entitled to land or money.

In conformity with the authority therein contained you are directed to place the above notation upon the necessary records in your possession.

Respectfully,

WPC(FLD)  
FLD 154.

Commissioner.

Muskogee, Oklahoma, April 23, 1908.

Chief Clerk,  
Choctaw Land Office,  
Atoka, Oklahoma.

Sir:

There is enclosed you herewith a copy of Indian Office letter of April 20, 1908, (I. T. 19823-1908), accompanied by a copy of the report and recommendation of the Acting Commissioner of Indian Affairs of April 9, 1908, approved by the Department April 10, 1908, authorizing the placing of the following notation opposite the name of Alberta Wade as it appears at number 4529 on the approved roll of citizens by blood of the Choctaw Nation:

Died prior to September 25, 1902;  
not entitled to land or money.

In conformity with the authority therein contained you are directed to place the above notation upon the necessary records in your possession.

Respectfully,

WPC(FLD)  
FLD 153.

Commissioner.

Muskogee, Oklahoma, April 25, 1908.

Chief Clerk,

Choctaw-Chickasaw Division,  
General Office.

Sir:

There are enclosed you herewith two copies of Indian Office letter of April 20, 1908, (I. T. 19828-1908), accompanied by copies of the report and recommendation of the Acting Commissioner of Indian Affairs of April 9, 1908, approved by the Department April 10, 1908, authorizing the placing of the following notation opposite the name of Alberta Wade as it appears at number 4529 on the approved roll of citizens by blood of the Choctaw Nation:

Died prior to September 25, 1902;  
not entitled to land or money.

In conformity with the authority therein contained you are directed to place the above notation upon the necessary records in your possession.

Respectfully,

WPC(FLD)  
FLD 152.

Commissioner.

1598

Sallie Lawachubbee

Choc

1597

Thompson Nohio et al

Choc

1596

Lucinda Thomas

Choc

EMPTY



1599

John Billy et al

Choc

---

No. 3 Granted April 24, 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as a  
citizen by blood of the Choctaw Nation of.....

JOSIAH BILLY.....7-1599.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
CHOCTAW-CHICKASAW DIVISION.

Hugo, Indian Territory, March 8, 1906.

In the matter of the enrollment of Josiah Billy, Choctaw  
by blood, Field Card 1599.  
Testimony taken at Antlers, Indian Territory, February 23,  
1906.

JOHN BILLY, being first duly sworn, testified as follows,  
through interpreter Jacob Homer:

BY THE COMMISSIONER:

- Q What is your name? A John Billy.  
Q How old are you? A I guess a little over 30 years old.  
Q What is your wife's name? A Louisana Billy.  
Q Has Louisana Billy got a little child? A Yes.  
Q Who was the father of this child? A I guess I am the father.  
Q Which is the older, you or Louisana Billy?  
A My wife is a little older.  
Q What is the name of your and Louisana Billy's child?  
A Josiah.  
Q Is the child a boy or girl? A Boy.  
Q Is your son, Josiah Billy, now living?  
A Yes, sir, he's living.  
Q Have you made any selection of land for Josiah Billy, or is his  
name?  
A No, not yet; I have been over a few times but his name is not  
approved yet.  
Q Is Louisana Billy, your wife, and the mother of Josiah Billy,  
now living?  
A Dead.  
Q When did she die?  
A The fourth Monday of April, 1905.  
Q When was Josiah Billy born?  
A It was the 7th day of August, 1901.  
Q Who attended in the capacity of mid-wife or physician when the  
child was born?  
A Jennie Hayes.  
Q Did any one else besides Jennie Hayes attend as midwife?  
A My sister, Jeminy Billy (now Jeminy Joe, wife of Sampson Joe),  
also attended her.  
Q You state upon oath that your son, Josiah Billy, born on the  
7th day of August, 1901, is now living? A yes, sir.

Witness Excused.

Testimony taken twelve miles southeast of Antlers, Indian  
Territory, February 28, 1906.

CORNELIUS JAMES, being duly sworn, testified, through in-  
terpreter Jacob Homer, as follows:

BY THE COMMISSIONER:

In Re Josiah Billy ----- #2.

Q What is your name? A Cornelius James.  
Q What is your post office? A Antlers, I. T.  
Q How old are you? A About 60.  
Q Are you a citizen by blood of the Choctaw Nation?  
A Yes, I am a fullblood Choctaw.  
Q Are you acquainted with John Billy? A Yes, sir.  
Q What is his wife's name?  
A Louisiana Billy.  
Q How long have you been acquainted with John Billy and Louisiana Billy?  
A I have known them for 35 years.  
Q Have they children, if so, how many?  
A Only one.  
Q What is its sex? A Boy.  
Q What is the name of the boy? A Josiah Billy.  
Q When was Josiah Billy born?  
A I do not know exactly, but he was a little child when I moved to where I now live from Jackfork County on December 23, 1901.  
Q About how old was the child, judging from its size, when you first knew him?  
A That child was walking when I first moved here, and looked like it was about a year old.  
Q Is the child, Josiah Billy, now living?  
A Yes.  
Q With whom does the child live?  
A Joe Mehychubbee; his right name is Joseph, but they just call him "Joe" all the time.  
Q Have you any interest, directly or indirectly, in the allotment Josiah Billy may be entitled to, of the lands of the Choctaw-Chickasaw Indians, by virtue of his being a citizen by blood of the Choctaw Nation?  
A No, none whatever.  
Q Do you state upon oath and positively that upon the 23rd day of December, 1901, when you moved to where you now reside, that John Billy and his wife, Louisiana Billy, had a little baby boy named Josiah Billy, and that the said Josiah Billy is now living?  
A Yes, my wife attended this woman when the child was born.

Witness Excused .

Testimony taken twelve miles southeast of Antlers, Indian Territory, February 28, 1902.

JENNIE HAYES, being duly sworn, testified, through interpreter Jacob Homer, as follows:

BY THE COMMISSIONER:

Q What is your name? A Jennie Hayes.  
Q How old are you? A About 50 or 60.  
Q What is your post office? A Antlers, I. T.  
Q Are you a citizen by blood of the Choctaw Nation?  
A Yes, sir.  
Q Were you acquainted with Louisiana Billy?  
A Yes.  
Q Who was her husband? A John Billy.  
Q Did you attend Louisiana Billy when Louisiana Billy gave birth to a child? A Yes, sir.  
Q Was the child a boy or girl? A Boy.  
Q What is its name? A Josiah Billy.  
Q Is Josiah Billy still living? A Yes, sir.  
Q Where does he make his home?  
A At the house of Joe Mehychubbee.

In Re Josiah Billy ----- #3.

- Q When did Louis ana Billy give birth to Josiah Billy?  
A I think about 4 years ago.  
Q Have you any interest in any allotment Josiah Billy may be entitled to select of the lands of the Choctaw and Chickasaw Indians by virtue of his citizenship by blood of the Choctaw Nation?  
A No.  
Q Do you state positively and upon oath and as a matter of fact that you attended Louisiana Billy about 4 years ago as midwife, and that during your attendance she gave birth to a male child, now living and named Josiah Billy?  
A Yes, Sir.

Witness Excused.

-----  
W. P. Covington, being first duly sworn, states that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said case on said date.

*W. P. Covington*  
18<sup>th</sup>

Subscribed and sworn to before me, this \_\_\_\_\_ day

of March 1908.

*Larry P. Robb*  
Notary Public.

7-1590.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

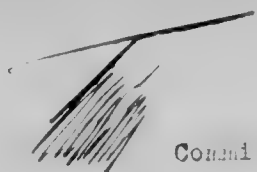
In the matter of the application for the enrollment of  
Josiah Billy as a citizen by blood of the Choctaw Nation.

D E C I S I O N .

It appears from the census card record in this case that on December 24, 1902, application was made to the Commission to the Five Civilized Tribes for the enrollment of Josiah Billy as a citizen by blood of the Choctaw Nation.

It further appears from the record herein that said applicant was born on August 7, 1901, and is the child of John Billy and Louisiana Billy, both of whom are recognized and enrolled citizens by blood of the Choctaw Nation, their names appearing as numbers 4534 and 4535, respectively, upon a list prepared by the Commission to the Five Civilized Tribes under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior December 10, 1902.

I am, therefore, of the opinion that Josiah Billy should be enrolled as a citizen by blood of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

APR 24 1903

---

7-1599

Muskogee, Indian Territory, April 24, 1906.

John Billy,

Antlers, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered April 24, 1906, granting the application for the enrollment of your minor son Josiah Billy, as a citizen by blood of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the enrollment of your said minor son. It at the expiration of that time no protest has been filed, the name of your said minor son will be placed upon the final roll of citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Acting Commissioner.

Registered.

Incl. 7-1599

7-1599

Muskogee, Indian Territory, April 24, 1906.

S. B. Wright,

Antlers, Indian Territory.

Dear Sir:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on April 24, 1906, rendered his decision granting the application for the enrollment of Josiah Billy, as a citizen by blood of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against his enrollment. If at the expiration of that time no protest has been filed, the name of Josiah Billy will be placed upon the final roll of citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Acting Commissioner.

Registered.



7-1599

Muskogee, Indian Territory, April 24, 1906.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered April 24, 1906, granting the application for the enrollment of Josiah Billy as a citizen by blood of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against his enrollment. If at the expiration of that time no protest has been filed, the name of Josiah Billy will be placed upon the final roll of citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.

Acting Commissioner.

Incl. 7-1599.

7-1599.

Muskogee, Indian Territory., October 2, 1902.

John Billy.

Antlers, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Josiah Billy, infant son of John and Rosie Billy, born August 7, 1901; and the same is returned to you herewith for further information relative to the parents of the child.

It is stated in the affidavit of the mother that her name is Rosie Billy, that she is 30 years of age, a citizen by blood of the Choctaw Nation, and the lawful wife of John Billy a citizen by blood of the Choctaw Nation.

If this is correct, you are requested to state her full maiden name, the time and place application was made for her enrollment, the names of the other members of her family for whom application was made at the same time and any other information you may have which will enable the Commission to identify Rosie Billy as being duly listed for enrollment as a citizen by blood of the Choctaw Nation.

J B 2

If she is a citizen by blood of the Choctaw Nation who has been married to you since the time she was listed for enrollment as such, either the original certificate of marriage, or certified copy of same, should be furnished the Commission as authority for the change of her name upon our records from her former name to her present married name.

You are also requested to state your age, the county in the Choctaw Nation to which you belong, the names of your parents and whether they are living or dead, the time and place application was made for your enrollment; and if you have ever previously been married, state the name of your former wife and whether she is living or dead.

Upon receipt of the information requested herein, together with legal evidence of marriage and return of the application for the enrollment of your child, the matter will receive further consideration.

Respectfully,

Acting Chairman.

Enc B I 30.

7-1599.

Muskogee, Indian Territory, October 23, 1902.

John Cocke,

Attorney at Law,

Antlers, Indian Territory.

Dear Sir:

Under date of October 2, 1902, this office returned to John Billy the application for enrollment as a citizen of the Choctaw Nation of Josiah Billy, infant son of John and Rosie Billy, born August 7, 1901, for information which would identify the parents of the child as being listed for enrollment as a citizen by blood of the Choctaw Nation.

Receipt is hereby acknowledged of the application of John Billy relative to the enrollment of himself and wife, and return of the application for enrollment of their infant child Josiah Billy. You are advised that the information contained in the statement does not furnish the information requested in our letter of October 2, 1902, and the Commission being still unable to identify the mother of the child, the application is returned to you herewith.

You are requested to state the name of the parents of Rosie Billy, whether they are living or dead, the county in the

J C 2

Choctaw Nation to which they belong and if Rosie Billy is the same identical person as Louisiana Billy who was listed for enrollment as the wife of John Billy by this Commission June 11, 1899.

If this is a fact, it must be shown by the sworn statements of two disinterested citizens of the Choctaw Nation.

The affidavit of John Billy is also returned to you, and you are requested to affix your notarial seal thereto.

Please give this matter careful attention and see that the Commission is furnished with the full information requested herein, returning the application and affidavit of John Billy at your earliest convenience for further consideration.

Respectfully,

Acting Chairman.

Enc 3 I 86.

Muskogee, Indian Territory, July 23, 1903.

John Cocke,  
Attorney at Law,  
Antlers, Indian Territory.

Dear Sir:

Under date of October 2, 1902 this office returned to John Billy an application for enrollment as a citizen of the Choctaw Nation of Josiah Billy, infant son of John and Rosie Billy, born August 7, 1901, for information which would identify the mother of the child as being listed for enrollment as a citizen by blood of the Choctaw Nation. October 23, 1902, the application for the enrollment of the above named child was returned to this office with a statement relative to the enrollment of the mother, which not being sufficiently specific to enable the Commission to identify her, the application was returned to you.

You were requested to state the names of the parents of Rosie Billy, whether living or dead; the County and Nation to which they belonged and any other information which you might obtain which would enable the Commission to identify Rosie Billy as having ever been listed for enrollment as a citizen by blood of the Choctaw Nation.

You are advised that it does not appear from our records

that this matter has since that time received any further attention, either by John Billy or yourself; you are therefore, requested to have the application for the enrollment of Josiah Billy returned to this office with the information requested with as little delay as possible in the enclosed envelope.

Respectfully,

Commissioner in Charge.

Env.

7-1599

Muskogee, Indian Territory November 15, 1904.

John Billy,

Antlers, Indian Territory.

Dear Sir:

Under date of October 2, 1902 this office returned to you the application for enrollment as a citizen by blood of the Choctaw Nation of Josiah Billy, infant son of John and Rosie Billy, born August 7, 1901, for information which would enable the Commission to identify the parents of this child as being listed for enrollment as citizens by blood of the Choctaw Nation. It was stated in the affidavit of the mother of the child that her name was Rosie Billy, that she was thirty years of age, a citizen by blood of the Choctaw Nation and the lawful wife of John Billy, a citizen by blood of the Choctaw Nation.

In the letter of the Commission of October 2, 1902 you were requested to state the full maiden name of said Rosie Billy, the time and place application was made for her enrollment, the names of other members of her family for whom application was made at the same time and any other information which might enable the Commission to identify Rosie Billy as being duly listed for enrollment as a citizen by blood of the Choctaw Nation.



J B -2.

You were advised that if Rosie Billy was a citizen by blood of the Choctaw Nation who had been married to you, since the time she was listed for enrollment as such, either the original certificate of marriage or a certified copy thereof should be furnished the Commission as authority for the change of her name upon the records from her former name to her present married name.

You were also requested to state your age, the county in the Choctaw Nation to which you belong, the names of your parents and whether they are living or dead, the time and place application was made for your enrollment and if you had been previously married to state the name of your former wife and whether she was living or dead.

To such communication of the Commission you made no reply. You are therefore again requested to furnish the information asked for at that time and you are advised that until such evidence is received the Commission can not determine the right of Josiah Billy to enrollment as a citizen by blood of the Choctaw Nation.

Respectfully,

Chairman.

7--1599.

Muskogee, Indian Territory, June 8, 1905.

S. B. Wright,

Antlers, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 30, asking if Josiah Billy, child of <sup>Josiah</sup> Josiah and Louisiana Billy, has been enrolled.

In reply to your letter you are advised that until proof of the birth of Josiah Billy has been filed with the Commission no further consideration can be given the application for his enrollment. For the purpose of making proper proof of his birth there is enclosed you herewith blank application for the enrollment of infant children. You will note that there is an affidavit to be executed by the mother and also an affidavit for the attending physician, or midwife. Please have these affidavits executed being careful to see that all blanks are properly filled, all names written in full and that the notary public before whom the affidavits are acknowledged affixes his name and seal to each affidavit. Signatures by mark must be attested by two witnesses who can write.

There should also accompany these affidavits the affidavit of the person making the application to the effect

S.B.W.--2.

that an application was made for the enrollment of said child  
at Antlers, Indian Territory, in 1902.

Respectfully,

Chairman.

7-1599

Muskogee, Indian Territory, February 24, 1906.

John Billy,  
c/o S. W. Wright,  
Antlers, Indian Territory.

Dear Sir:

You are hereby notified that before any further action can be taken in the matter of the application for the enrollment of your minor child, Josiah Billy, as a citizen by blood of the ~~Choctaw Nation~~, it will be necessary for you to furnish this office with proof of birth of said child. For this purpose there is enclosed herewith, a blank proof of birth which you are requested to fill in and return to this office at the earliest possible date.

An envelope requiring no postage is enclosed herewith for reply.

Respectfully,

Acting Commissioner.

Encl. Env.

Hugo, Indian Territory, March 10, 1906.

Commissioner to the Five Civilized Tribes,  
Choctaw-Chickasaw Enrolling Division,  
Miss Anna Bell, in Charge,  
Muskogee, Indian Territory.

Dear Sir:

In the matter of the enrollment of Josiah Billy, Choctaw New Horn, Card Number 1599, there is enclosed under separate cover and by registered mail in accordian jacket all duplicate papers furnished this party in this case, together with the testimony and three carbons of same, of the father, John Billy, the midwife, Jennie Hayes, and an acquaintance, Cornelius James, all of Antlers, Indian Territory. Said testimony clearly and conclusively shows that Josiah Billy was born on the 7th day of August, 1901, is a son of John Billy, and Louisana Billy (now deceased) Choctaw by blood, Card Numbers 4534 and 4535, respectively, and is still living. This child is at present in the custody of the wife of Joe Memyachubbee of Antlers or Hamden, Indian Territory, who, together with her husband, affiliates with the "Snake" band of Indians. Said woman showed this party a little Choctaw boy four or five years old, said his name was Josiah Billy, son of John and Louisana Billy, but positively refused to testify in this case.

Very respectfully,

Lacey P. Bobo.

1600

Isabelle Billy et al

Choc

EMPTY

1601

Cyrus L. Harris

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----

Record in the matter of the application for the enrollment  
as an intermarried citizen of the Choctaw Nation of:

CYRUS L. HARRIS.

7-1601.

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DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
Muskogee, Indian Territory,  
November 2, 1903.

Choctaw 1601  
Intermarried.

In the matter of the application for the enrollment of  
Cyrus L. Harris as a citizen by intermarriage of the Choctaw Nation.

Said Cyrus L. Harris, being first duly sworn, testified  
as follows:

Examination by the Commission.

- Q What is your name? A Cyrus L. Harris.
- Q What is your post-office address? A At the present, it is Atlas.
- Q What is your permanent address; where do you get your mail? A I get it in two places, some at Atlas, some at Las Vegas, New Mexico.
- Q What were your parents' names? A My father's name was Robert Cornelius and my mother's name was Sophy.
- Q Both dead? A Yes, sir.
- Q White People? A Yes, sir.
- Q Citizens of the United States? A Yes, sir.
- Q Do you claim any rights at all as a citizen by blood? A No, sir, I don't.
- Q You claim as an intermarried citizen? A Yes, sir.
- Q Choctaw or Chickasaw? A Choctaw.
- Q What was your Indian spouse's name? A Mary Josephine -- Mary J. I think is the way.
- Q And the last name? A Oakes.
- Q Was she a recognized and enrolled citizen by blood of the Choctaw Nation? A Yes, sir.
- Q Is she alive? A No, sir.
- Q When were you married to her? A Married February 24, 1895, if I remember it; think that was the date.
- Q I want you to look at that license? A Yes, sir.
- Q Is that your license? A Yes, sir.
- Q C. L. Harris, mentioned, and Mary J. Oakes is yourself and your wife, Mary J. Oakes? A Yes, sir.
- Q Where did you reside at the time of this marriage? A Kiamitia County, Choctaw Nation.
- Q Where did she reside? A In the same County, Kiamitia County, Choctaw Nation, ten miles west of Goodland.
- Q Whom were you married by? A J. P. Gibbons.
- Q A minister of the gospel? A Yes, sir, Presbyterian.
- Q Were you married prior to your marriage to Mary J. Oakes? A No, sir.
- Q Was she ever married prior to that? A No, sir.
- Q Where did you reside after this marriage? A In Kiamitia County, Choctaw Nation.

Cyrus L. Harris 2

- Q Did you and Mary J. Oakes live as husband and wife from the date of your marriage? A Yes, sir.
- Q Up to now? A Up to February 6, 1896.
- Q What took place then? A She died.
- Q Did you remarry? A Yes, sir.
- Q Whom? A Miss Nettie Garrard.
- Q Was she an Indian by blood? A No, sir.
- Q White woman? A Yes, sir.
- Q United States citizen? A Yes, sir.
- Q When were you married to her? A June 12, 1901.
- Q Since your marriage to Miss Garrard, have you lived with her as husband and wife up to this date? A Yes, sir.
- Q Have you been a resident of the Choctaw Nation from the time of your marriage to Mary J. Oakes to the present time? A Well, no I don't know that you would say that I have.
- Q Where have you resided? A I spend part of the time at Atlas and part at Las Vegas.
- Q Where do you consider your home? A Well, I can't hardly say. I stay more at Las Vegas than I do at Atlas, but when I am in Atlas I feel at home and when I am in Las Vegas, I am at home. I have more interests in the Choctaw Nation than that I have in New Mexico. I have a good home in both places.
- Q What kind of business have you got in the Choctaw Nation? A I have cattle and a mill and gin and two stores, one residence -- seven room house -- and I always speak of that as home, but I don't spend as much time as I do elsewhere, but I had to go there on health reasons -- lived at Atlas part of the time and at New Mexico part of the time.
- Q From the time of your marriage to Mary J. Oakes until her death there was no separation, abandonment or divorce? A None whatever, none whatever.
- Q Got anything -- further -- to say further? A Nothing other than I have been recognized as a citizen up until the time of my second marriage and I have never been questioned since then as far as I know.

The applicant is identified upon the 1896 Choctaw Census Roll, Kiamitia County, number 14640.

-----

Wirt Franklin, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he reported in full all proceedings had in the above entitled cause on the 2nd day of November, 1903, and that the above and foregoing is a full, true and correct transcript of his stenographic notes, taken in said case.

Wirt Franklin

Subscribed and sworn to before me this 6<sup>th</sup> day of November, 1903.

Charles H. Sawyer  
Notary Public

# Marriage License

I, the undersigned,  
 that the within  
 abiding in  
 County of  
 State of  
 duly recorded  
 at the County Clerk's  
 Office on the  
 day of  
 1891.

1 per S. B. Jones  
 Co. Cl.  
 H. C. Cl.

V. V. Andrews.

The Choctaw Nation  
Marriage License

Kiamichi

County

I am married and  
do hereby certify that  
the following named persons  
are the persons who have  
been married by me

I have solemnized the marriage of  
the said persons and have  
affixed my signature and  
the seal of the County of  
Kiamichi to this certificate

at the place above named for the  
purpose of solemnizing the marriage of  
Miss Mary Conner and  
James H. Conner. And that the same  
persons have been married by me  
in accordance with the laws of the  
State of Mississippi and the laws of the  
Choctaw Nation and have been  
solemnized by me

I have signed this certificate at D. & B. Spring  
County, Mississippi, this 18th day of  
February 1895. My signature and the  
seal of the County of Kiamichi  
are hereunto affixed.

18th day of Feb. 1895

L. J.

D. & B. Spring  
County, Miss.

The Choctaw Nation  
" "  
Marriage License

I do hereby certify that I  
have this <sup>day</sup> united in Holy  
Matrimony the above named  
parties

This Feb 24 1895  
J. P. Gibbons.  
Minister

2-2101.

COMMISSIONER OF THE BUREAU OF INDIAN AFFAIRS,  
WASHINGTON, D. C.

In the matter of the application of Cyrus L. Harris for citizenship by intermarriage with the Choctaw Nation.

-- : D E C I S I O N : --

It appears from the census and record in this case that on April 11, 1888, Cyrus L. Harris appeared before the Commission and was identified as a citizen by intermarriage with the Choctaw Nation. Further proceedings were had in the matter of his application at Muskogee, Indian Territory, on November 1, 1902.

It further appears from the record herein that on February 22, 1888, the applicant was married in accordance with the laws, customs and usages of the Choctaw Nation to Mary J. Harris (nee Oakes), a recognized and enrolled citizen by blood of the Choctaw Nation, who is identified (as Mary Josephine Oakes) upon the 1888 Choctaw Census Roll, Miami County, number 410, and also (as Mary J. Oakes) upon the 1893 Choctaw Leased District Payment Roll, Miami County, number 382, enrolled thereon as a citizen by blood of said Nation; that at the time of said marriage both persons were bona fide residents in good faith of the Choctaw Nation; and that they lived together continuously as husband and wife, in said Nation, from the date of their marriage until the death of the said Mary J. Harris, on February 6, 1898; that subsequently, on June 12, 1901, the applicant was married to Nettie Garrard, a white woman having no rights of Choctaw citizenship by blood.

Upon an examination of the tribal rolls in the possession of the Commission, the applicant is identified upon the 1888 Choctaw Census Roll, Miami County, number 14640, enrolled thereon as a citizen by intermarriage of the Choctaw Nation.

It further appears from the record herein that the applicant since his marriage to the said Mary J. Harris, up to and including September 22, 1902, has resided most of the time in New Mexico, where he remained for "health reasons" retaining however, a home and business in the Choctaw Nation which he

visited and attended to, in not residing in New Mexico.

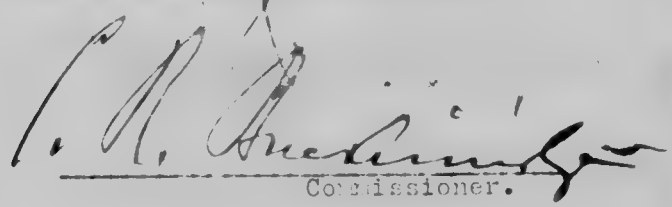
It is the opinion of this Commission that the residence of the applicant, in New Mexico, as above set forth, does not in any way affect his rights as a citizen by inter-marriage of the Choctaw Nation.

It is further the opinion of this Commission that following the ruling of the Department in the case of Joseph D. Yearmain et, al., (I.T.D. 2900-1903) relative to a question of residence, and the ruling of the Department in the Thornton D. Pearce case (I.T.D. 4070-1904), relative to a question of forfeiture, Cyrus D. Harris should be enrolled as a citizen by inter-marriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 26, 1900 (30 Stat. 494) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
Chairman,

  
Commissioner,

  
Commissioner.

Muskogee, Indian Territory,

JAN 16 1905

CH-1001

Choctaw Vol.

Muskogee, Indian Territory, January 13, 1900.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission rendered January 10, 1900, granting the application for the enrollment of Cyrus L. Harris as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed thirty days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

J. D. DIXON

J. D. Dixon

Chairman.

Registered.

Incl. 7-1601.

See Choctaw 5563 for registry receipt for this letter.



Choctaw 1601

Waskopee, Indian Territory, January 16, 1908.

Cyrus L. Harris,

Waskopee, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered January 10, 1908, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

1601

*W. H. T. T. T.*

Chairman.

Registered.

Incl. 7-1601.

Muskogee, Indian Territory, February 27, 1903.

Cyrus L. Harris,

Goodland, Indian Territory.

Dear Sir:

It is the present intention of the Commission to establish land offices in the Choctaw and Chickasaw Nations April 1, 1903. The act of Congress approved July 1, 1902, provides:

"No person whose name does not appear upon the rolls as herein provided shall be entitled in any manner to participate in the distribution of the common property of the Choctaw and Chickasaw tribes."

It will be necessary, before your right to enrollment as an intermarried citizen of the Choctaw Nation can be determined, that you appear before the Commission and testify as to your status on September 25, 1902.

For this purpose the Commission has made an appointment at Atoka, Indian Territory, March 10 to 13, 1903, and you should personally appear at said place on one of the above dates for the purpose herein indicated. No further action can be taken relative to the determination of your right to enrollment until this testimony is received.

Respectfully,

Chairman.

Choctaw 1467  
Choctaw 1801

Muskogee, Indian Territory, April 3, 1903.

D. W. Oakes,

Atlas, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of March 26, asking if your brother in law, C. L. Harris, an intermarried citizen whose wife, your sister, died prior to the time he made application for enrollment in 1898, and who has since married a noncitizen, would be entitled to an allotment of land in the Choctaw Nation.

In reply to your letter you are advised that it appears from our records that Cyrus L. Harris has been listed for enrollment as an intermarried citizen of the Choctaw Nation, but his final right to such enrollment has not yet been determined. As soon as a decision is reached in his case he will be notified of the action of the Commission.

Respectfully,

Commissioner in Charge.

7-1601.

Muskogee, Indian Territory, September 18, 1903.

Cyrus L. Harris,

Goodland, Indian Territory.

Dear Sir:

On February 27, 1903, you were notified that before your right to enrollment as an intermarried citizen of the Choctaw Nation could be determined, it would be necessary for you to appear before the Commission and give testimony as to your status upon September 25, 1902.

You are again notified to appear before the Commission at its offices at Muskogee, Indian Territory, and give this testimony. No further consideration can be given the matter of your application for enrollment as an intermarried citizen of the Choctaw Nation until this testimony has been furnished.

This should be done at your earliest convenience.

Respectfully,

Chairman.

7-1601.

Muskogee, Indian Territory, January 4, 1905.

C. L. Harris,

Atlas, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 29, 1904, asking an early decision in your citizenship case as you are afraid some one will file on the land which you are holding for your allotment.

In reply to your letter you are informed that the Commission is now considering your application for enrollment as an intermarried citizen of the Choctaw nation and as soon as a decision is reached in this case you will be notified of the action taken therein.

Respectfully,

Chairman.

7-1601

Muskogee, Indian Territory, February 27, 1905.

Cyrus L. Harris,  
Soper, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of February 22, 1905, asking if your enrollment has been approved by the Secretary of the Interior.

In reply to your letter you are informed that your name has been placed upon a schedule of intermarried citizens of the Choctaw Nation which has been forwarded to the Secretary of the Interior for approval, but the Commission has not yet been notified of departmental action thereon. You will be notified when your enrollment has been approved by the Secretary of the Interior.

Respectfully,

Chairman.

1602

Sam Hayes

choc

EMPTY

1603

Davis

OKlabbi

et al

Choe

---



Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of the children of  
Davis Oklabbi as citizens by blood of the Choctaw Nation; Davis  
Oklabbi being sworn and examined by Commissioner McKennon, testi-  
fies as follows:

(L.G. Battiest, Interpreter.)

Q Your name is Davis Oklabbi? A Yes sir.

Q You are sixty-two years old? A Yes sir, about sixty-two.

Q Your wife, Sissy Oklabbi, is a Cherokee woman is she?

A Yes sir.

Q You were married to her just after the War were you?

A Yes sir.

Q You have a certificate of marriage at home have you?

A He says he made a mistake in making that statement. A  
minister by the name of Keith married them, but he never did get  
any certificate from him.

Q You have been living with her as your wife all that time have  
you? A Yes sir.

Q She is the mother of Lena and Listie is she? A Yes sir.

Department of the Interior,  
Commission to the Five Civilized Tribes.

I hereby certify, upon my official oath as  
stenographer to above named Commission, that this  
transcript is a true, full and correct translation of  
my stenographic notes.

*M. D. Green*

Muskogee, Indian Territory, March 9, 1901.

Davis Oklabbi,

Goodland, Indian Territory.

Dear Sir:

The Commission has information of the death of your daughter, Lizzie Oklabbi, subsequent to the time application was made for her enrollment, May 11, 1899.

For the purpose of making the fact of her death a matter of record, there is enclosed you herewith a blank proof of death, which you will kindly have filled out and return to the Commission.

In having the same executed, you will notice that there is a blank for the affidavit of a relative and an acquaintance. Both of these blanks should be filled out, all names written in full, and the affidavits sworn to before a notary public. Should the relative or acquaintance making the affidavit be unable to write, and their signatures are by mark, it will be necessary to have such signatures attested by two disinterested parties as witnesses thereto.

The notary public acknowledging the affidavits must affix his notarial jurat and seal to each separate affidavit. The Commission will appreciate your prompt attention to this matter.

An envelope for reply is enclosed you herewith.

Yours truly,

Acting Chairman.

Nelson, I. T.

March 28 / 1901.

Mr. Tam Bixby

Dear Sir

you was Informed Wrong when you heard the Child was dead. the Child  
is still living yet she Been sick. who ever Informed you that the  
Child was dead was mistaken they didnt know what they was writing  
about

Child Listie Oklabbi  
Father Davis Oklabbi

Muskogee, Indian Territory, April 3, 1901.

Mr. Davis Oklabbie,

Nelson, I.T.

Dear Sir:-

Receipt is hereby acknowledged of your letter of March 28, 1901, in which you state that the information which had been received by the Commission relative to the death of your child, Listie Oklabbie, was incorrect, and that the child is still living.

The records of the Commission have been changed to correspond with the information contained in your letter. You have the thanks of the Commission in the matter.

Yours truly,

Acting Chairman.

7- 1603.

1604

malissa

Sampson

et al

Choc

EMPTY

1605

Allington ward

Choc

Choctaw 1823  
Choctaw 1805

Washington, Indian Territory, March 3, 1904.

J. H. Ward,  
Allington Ward,  
North McAlester, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of February 22, asking for the enrollment of Allington Ward as a citizen by blood of the Choctaw Nation, and the relationship of each to both George and Allington Ward. You state that George Ward is dead, and you are looking into the matter for Allington Ward who thinks he is an uncle of George Ward.

In reply to your letter you are advised that it appears from our records that George Ward, a full blood Choctaw Indian, son of Eden Ward and Betty Ward, both deceased, has been enrolled by the Commission, together with his wife, Lucinda and his child, Gilbert Ward, as citizens by blood of the Choctaw Nation. His age appears upon our records as about twenty six years.

It further appears from our records that Allington Ward, about forty seven years of age, son of Ish-tun-ka-by and Ka-nun-teka both deceased has been enrolled by the Commission as a citizen by blood of the Choctaw Nation. The enrollment of all the persons above named has been approved by the Secretary of the Interior.

J E W 2

You are further advised that there is nothing in our records to indicate that George and Allington Ward are relatives, and the clerical work incident to looking up all the Wards on our records to ascertain if they are related to either George or Allington Ward is too great to permit compliance with your request.

Respectfully,

Commissioner in Charge.



1606

Bond Coleman

et al

Choc

EMPTY

1607

George Jones et al

Choc

Choctaw 1607

Muskogee, Indian Territory, January 26, 1903.

Mrs. J. D. Wilson,

Doaksville, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of your letter of December 30, 1902, asking relative to the enrollment of Francis Jones, a full blood Choctaw woman, of Kiamitia County, the wife of George Jones.

In reply to your letter you are advised that it appears from our records that Frances Jones, of Kiamitia County, wife of George Jones, has been enrolled by this Commission as a citizen by blood of the Choctaw Nation, and her enrollment was on December 17, 1902, approved by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

1608

Thompson Coleman

et al

Choc

EMPTY

1609

Billy Roberts et al

Choc

---

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**

MAY 27 1902

*[Signature]*  
ACTING CHAIRMAN.

E. M. EVERIDGE, JUDGE  
D. C. HARRIS, DISTRICT ATTORNEY  
WILL. L. EVERIDGE, CLERK

CIRCUIT COURT THIRD DISTRICT  
CHOCTAW NATION  
WILL. EVERIDGE, CLERK

TERMS OF COURT  
FIRST MONDAY FEBRUARY AND  
SECOND MONDAY IN AUGUST

GRANTED February 1907

Let it be remembered, That I have this day joined  
together in the Homestead Marriage my wife  
Miss Emma Roberts  
Given under

my hand & Official Signature this 12 day of  
March 1907

E. M. Everidge  
Circuit Judge and  
Sick Choctaw Nation

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
**FILED**

MAY 27 1902

 ACTING CHAIRMAN.



Grant I. March 24, 1902  
affidavit made  
by Whenukeka hūz  
in a kind of statement his  
wife's name Emma Roberts was  
and she was <sup>before she was married</sup> enrolled in  
April, 1898.  
also her father Billy Roberts  
they were enrolled in April 9, 97.  
John Sheketchey

John Sheketchey  
Before Me. 24. March 1902.  
J. T. Woodard Notary  
Grant I. 31-

IN RE

Application for Enrollment of

INFANT CHILD

Enc Y 15

*Daniel Ahenatubby*  
as a citizen of

*Choctaw* Nation.

Approved

1902

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

MAR 27 1902

ACTING CHARMAN.

7-1-1

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
of *Daniel Aheskatabby* on the *9* day of *Jan.*, 190*2*  
(Here insert name of child)  
Name of Father: *John Aheskatabby* Citizen of the *Choctaw* Nation.  
Name of Mother: *Emma Aheskatabby* Citizen of the *Choctaw* Nation.  
Post-office *Grant I.T.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
*Central* District.

I, *Emma Aheskatabby*, on oath state that I am *23*  
years of age and a citizen, by *Blood* of the *Choctaw* Nation;  
that I am the lawful wife of *John Aheskatabby*, who is a citizen, by  
*Blood*, of the *Choctaw* Nation; that a *male* child was  
(male or female.)  
born to me on *9* day of *Jan* 190*2* that said child has been  
named *Daniel Aheskatabby*, and is now living.

WITNESSES TO MARK:

(Must be Two)  
Witnesses.

Subscribed and sworn to before me this

*11th*

day of

*Feb*190*2**D. P. Harold*

NOTARY PUBLIC

*Grant I.T.*

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
*Central* District.

I, *Emma Roberts*, a *Midwife* on oath state that I  
attended on Mrs. *Emma Aheskatabby* wife of *John Aheskatabby*  
on the *9* day of *Jan* 190*2* that there was born to her on  
said date a *male* child; that said child is now living and is said to have been  
(male or female.)  
named *Daniel Aheskatabby*.

WITNESSES TO MARK:

(Must be Two)  
Witnesses.*Charles Abbott*  
*J. E. Reed**Emma Roberts*  
*Warto*

Subscribed and sworn to before me this

*11th*

day of

*Feb*190*2**D. P. Harold*

NOTARY PUBLIC

*Grant I.T.*

7-1609

Muskogee, Indian Territory, March 27, 1902.

John Ahekatubby,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Daniel Ahekatubby, the infant son of John and Emma Ahekatubby born January 9, 1902 and the same being in proper form has been duly filed with the records of the Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Receipt is also acknowledged of your affidavit relative to the enrollment of the mother of the above <sup>named</sup> child and also the certificate of marriage between John Ahekatubby and Emma Roberts, and the same have been duly filed with our records in the matter of the application for the enrollment of your infant child Daniel Ahekatubby.

Yours truly,

Commissioner in Charge.

1610

Basil L. Gooding et al

Choc

---

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----oOo-----

In the matter of the application for enrollment of  
Georgia A. Gooding as a citizen by intermarriage of the Choc-  
taw Nation.

GEORGIA A. GOODING.

7-1610.

Department of the Interior,  
Commission to the Five Civilized Tribes,  
Atoka, Indian Territory, March,  
10, 1903.

Choctaw 1610:

In the matter of the application for the enrollment of  
Georgia A? Gooding as an intermarried citizen of the Choctaw Nation

Georgia A. Gooding being first duly sworn testifies:

EXAMINATION BY THE COMMISSION:

- Q. What is your name ? A. Georgia A. Gooding.  
Q. How old are you ? A. Twenty six.  
Q. What is your post office address ? A. Grant, I. T.  
Q. In what nation is that ? A. Choctaw Nation.  
Q. How long have you been a resident of the Choctaw Nation ? A.  
I have been living in the Choctaw Nation, I guess, about eight-  
teen years.  
Q. Have you lived here continuously for the past 13 years ? A.  
Yes, sir.  
Q. You have never made your home elsewhere during that time ?  
A. No, sir.  
Q. Do you claim the right to enrollment as an intermarried citi-  
zen of the Choctaw Nation ? A. Yes, sir.  
Q. What is the name of the Choctaw husband through whom you claim  
this right ? A. Bazil L. Gooding.  
Q. Is he a recognized and enrolled citizen of the Choctaw Nation?  
A. He is, yes, sir.  
Q. Have his rights as such ever been disputed ? A. No, sir, never  
Have.  
Q. When were you married to this man ? A. Eleven years ago.  
Q. Where was this marriage ceremony performed ? A. In Grant.  
Q. In the Choctaw Nation ? A. Yes, sir.  
Q. At that time were both you and your husband bona fide residents  
of the Choctaw Nation ? A. Yes, sir.  
Q. Who performed that ceremony ? A. Mr. Gibins.  
Q. Was he a minister of the gospel ? A. Yes, sir.  
Q. Were you married under a license ? A. We were married under  
the Choctaw law.  
Q. Just obtained a certificate ? A. Yes, sir.  
Q. Were you ever married before you were married to this man ?  
A? No, sir.  
Q. Was he ever married before he was married to you? A. No, sir.  
Q. Since that marriage have you lived together continuously as  
husband and wife up to the present time ? A. Yes, sir.  
Q. There has been no separation, abandonment or divorce ? A. No,  
sir.  
Q. Are you at present living together as actual and bona fide re-

Georgia A. Gooding 2

sidents of the Choctaw Nation ? A. Yes, sir.

We have on file with the record in your case a marriage certificate issued to B. L. Gooding and Miss Georgie Sprewell.

Q Are you and your husband the identical persons referred to in that marriage certificate ? A. Yes, sir.

--

Fred V. Kinkade, being first duly sworn on oath states; that as stenographer to the Commission to the Five Civilized Tribes he reported in full the proceedings had in the above entitled cause at Atoka, Indian Territory, March 10, 1903; that the above and foregoing is a true, full and correct translation of his stenographic notes as taken therein.

*Fred V. Kinkade*

Subscribed and sworn to before me this 27 day of March, 1903.

*Charles W. Sawyer*

Notary Public.



Marriage Certificate  
This is to certify that I have  
this day joined together in Holy  
Matrimony Mr B. L. Gooding  
and Miss Georgina Green.  
This June 7<sup>th</sup> 1892  
J. P. Gibbons.  
Minister

7-1610.

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

*En.*  
*ALL*  
In the matter of the application for the enrollment of Georgia A. Gooding as a citizen by intermarriage of the Choctaw Nation.

---: D E C I S I O N :--

It appears from the census card record in this case that Georgia A. Gooding appeared before the Commission on May 10, 1899, and made personal application for enrollment as a citizen by intermarriage of the Choctaw Nation. Further proceedings were had in the matter at Atoka, Indian Territory, on March 10, 1903.

It appears from the record herein that Georgia A. Gooding (nee Sprewell), on June 7, 1892, was lawfully married to Basil L. Gooding, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4558 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior, December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation and that they lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Georgia A. Gooding should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
Chairman.

  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory.

\_\_\_\_\_  
Commissioner.

MAR 2 1904

Choctaw No. 1610

Muskogee, Indian Territory, March 2, 1904.

Georgia A. Gooding,

Grant, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 2, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nation have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.  
Enc. 7-1610

Commissioner in Charge.

COPY.

Choctaw No. 1610

Muskogee, Indian Territory, March 2, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw & Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 2, 1904, granting the application of Georgia A. Gooding for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said Georgia A. Gooding as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

F. E. Jackson.

Registered.  
Enc. 7-1610

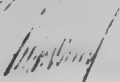
Commissioner in Charge.

DEPARTMENT OF

Commissioner to the I. C.

FILED

MAY 27 1907



Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

W-58

-----

In the matter of the application for the enrollment of  
Esther May Gooding as a citizen of the Choctaw Nation of tribe of  
Indians.

MOTION AND PROTEST.

Come now your petitioner herein, by and through her attor-  
ney, and respectfully move the Department to vacate, set aside  
and hold for naught its decision of February 28, 1909, in the mat-  
ter of her enrollment, and for reasons thereof assign the follow-  
ing:

1st: That said decision is contrary to the law.  
And: That said decision is contrary to the evidence.  
And: That the department erred in its findings in the  
decision; and that said decision is against the relief  
sought by the petitioner herein; and that the depart-  
ment did not render said decision in accordance with the  
law for an opinion as requested by her attorney.

And: That the applicant herein is fully aware that the de-  
partment, in its decision, has acted in violation of the law of  
any person, and respectfully requests that said decision of Febru-  
ary 28, 1909, be vacated in order that this case may be properly  
presented to the Congress of the United States at its next session.

This motion is filed under the provisions of section one  
of the act of Congress approved April 10, 1909, entitled "An act  
further."

".....and no motion to reopen or reconsider any citi-  
zenship case, in any of said tribes, shall be entertained unless  
filed within sixty days after the decision sought to be reconsid-  
ered....."

And: That the applicant herein moves that said decision be  
vacated, and that she be held for naught until she is in date bound  
will ever be.

Respectfully submitted,

Attorney for applicant.

Muskogee, Indian Territory, May 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

June 15, 1906, the Commissioner to the Five Civilized Tribes rendered a decision denying the application for the enrollment of Esther May Gooding as a citizen of the Choctaw Nation, and on February 25, 1907, this action was approved by the Secretary of the Interior.

I now have the honor to inclose herewith motion and protest transmitted by Chilion Piley, Ardmore, Indian Territory, May 20, 1907 for consideration in connection with this case.

Respectfully,

Through the  
Commissioner of Indian Affairs.

Commissioner.

W 58.

DEPARTMENT OF THE INTERIOR

CFL.

I.T. 50548-1907.

WASHINGTON.

Subject:  
Motion and protest in  
enrollment case of  
Esther May Gooding.

June 17, 1907.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

On May 28, 1907, you transmitted a motion filed in your office on May 27, 1907, by Chilton Riley, attorney for Esther May Gooding, applicant for enrollment as a citizen of the Choctaw Nation.

The records show that on February 25, 1907, the Department affirmed the decision of the Commissioner to the Five Civilized Tribes of June 15, 1906, denying the application for the enrollment of Esther May Gooding as a citizen of the Choctaw Nation.

By the provisions of the Act of April 26, 1906 (34 Stat.L., 137), the rolls of citizens of the Five Civilized Tribes were closed on March 4, 1907. Since that time the Department has had no jurisdiction over any citizenship matter, and is without authority to take any action that in any way affects the tribal status of any person or applicant for citizenship in any of the Five Civilized Tribes. The motion is therefore denied. You will so notify the interested parties.

Very respectfully,

FWE-KH

George W. Woodruff  
Acting Secretary.  
SVP.

Through the Commissioner  
of Indian Affairs.



30261-1907  
W 58

Muskogee, Indian Territory, July 19, 1907.

Henry L. Gooding,  
Grant, Indian Territory.

Dear Sir:

You are hereby advised that on June 17, 1907, the Secretary of the Interior denied the motion submitted by Chilian Riley, Duncan, Indian Territory, to reopen and review the application for the enrollment of your minor child Esther May Gooding as a citizen of the Choctaw Nation.

Respectfully,

Acting Commissioner.

30261-1907  
W 58

Muskegee, Indian Territory, July 19, 1907.

Chillion Riley,

Duncan, Indian Territory.

Dear Sir:

You are hereby advised that on June 17, 1907, the Secretary of the Interior denied the motion submitted by you to reopen and review the application for the enrollment of Esther May Gooding as a citizen of the Choctaw Nation.

For your information there is inclosed herewith copy of Departmental letter of June 17, 1907 denying said motion.

Respectfully,

EB 2-19.

Acting Commissioner.

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Herein is the record in the matter of the application  
for the enrollment as a citizen by intermarriage of the Choctaw  
Nation of-

---

HENRY L. GOODING

7-D-148.

Commission to the Five Civilized Tribes,  
Atoka, Indian Territory.

In the enrollment of Henry L. Gooding as an intermarried Choctaw; being sworn and examined by Com'r McKennon he states:

Q What is your name? A Henry L. Gooding.

Q How old are you? A I will be fifty-five in October.

Q You claim to have intermarried with a Choctaw citizen when?

A In 1863.

Q What date? A I don't remember, I think it was the 4th of March, 1863.

Q What was her name? A Rosanna LeFlore.

Q She was a recognized Choctaw citizen? A Yes sir, she was a daughter of Basil LeFlore.

Q Did you live with her until her death? A Yes sir.

Q When did she die? A In 1891 or 1892, I don't remember

Q Have you married since that time to a white woman? A Yessir

Q When? A It will be six years ago in October.

Q She was a non-citizen? A Yes sir.

(Applicant states that he was placed on a white card at Goodland, and is informed that that is all that can be done for him at the present time.)

Depa.

Comm.

Trans.

changed, the original and correct translation of  
my stenographic notes

M. L. Gooding

D. 1480

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Henry L. Gooding as an  
intermarried citizen of the Choctaw Nation; being sworn and examined  
by Commissioner McKennon, he testifies as follows:

Q What is your name? A Henry L. Gooding.

Q How old are you? A I am fifty-six, will be in this  
coming October.

Q You say you were married to a Choctaw woman, what?

A In 1863 At old Fort Towson in the Choctaw Nation.

Q Have you been residing in the Choctaw Nation ever since?

A Yes sir.

Q Who was she? A Daughter of Basil Le Flore, ex-Governor.

Q What was her name? A Rosanna Le Flore.

Q You lived with her until her death? A Yes sir.

Q You have children by her? A Yes sir.

Q How many? A I have five now living.

Q Give their names? A The oldest one is a boy, Charles H.  
Gooding.

Q Next? A Winnie Gooding.

Q Next? A Basil Gooding.

Q That is their names now? A No sir, they are married now.  
Charles

Q Give their names as they are now? A ~~Charles~~ Gooding, the  
first was a boy; the next one is Winnie Springs.

Q Next? A Basil Gooding, boy, and the next one is Rosanna  
Gooding.

Q That is her name now? A Yes sir.

Q Next one is Osborne Gooding, a boy; the youngest one is Fannie  
Belle Gooding.

(Henry L. Gooding, #2)

Q When did your wife die? A In January, 1890 I think it was.

Q You have since married a United States citizen, a white woman?

A Yes sir.

Q You have never been enrolled as a citizen? A No sir, never  
Choctaw  
been enrolled as an intermarried citizen.

Department

*M. D. Green*

COPY

Muskogee, Indian Territory,

August 18th, 1900.

Henry L. Gooding,

Goodland, Indian Territory,

Dear Sir:

You are hereby notified that the Choctaw Nation, through its attorneys, Messrs McKennon, Mansfield, McMurray & Cornish, has filed with this Commission a notice of protest to your enrollment as a citizen of the Choctaw Nation.

The Commission, commencing December 3rd, 1900, hold a session at Atoka, Indian Territory. At that time both you and the Choctaw Nation will be permitted to offer additional testimony and written arguments in this case, and this hearing will be final.

Yours truly,

7-D-148.

Acting Chairman.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, Indian Territory, December 2nd, 1902.

Choctaw D 148.  
Intermarried.

In the matter of the application of Henry L. Gooding for enrollment as an intermarried citizen of the Choctaw Nation.

Henry L. Gooding, having been first duly sworn, upon his oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Henry L. Gooding.  
Q How old are you? A Fifty eight.  
Q What is your post office address? A Grant, Indian Territory.  
Q Is that in the Choctaw Nation? A Yes sir.  
Q How long have you been a resident of the Choctaw Nation? A All my life.  
Q Never lived anywhere else? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these rights? A Roseanna LeFlore.  
Q Was she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir, she is dead now. I was married in 1862, she was the daughter of old Governor Basil LeFlore.  
Q Where was the marriage ceremony performed? A At his residence in Towson county.  
Q Who married you? A Cyrus Kingsbury.  
Q Who was present at that marriage? A My sister was present and my wife's father and several of the family.  
Q Have you any marriage certificate or proof of that marriage? A My marriage certificate was burnt when my house was burnt.  
Q Have you any evidence of that marriage? A Nothing only my family record at home. There may be some living witnesses yet; my sister is sick in bed and is not able to get here.  
Q Were you ever married before your marriage to Roseanna LeFlore? A No sir.  
Q Was she ever married before her marriage to you? A Yes sir.  
Q How many times? A Once.  
Q What was the name of her former husband? A Thomas Bacon.  
Q Was he an Indian? A I don't know.  
Q Was he dead at the time of your marriage to her? A No sir.  
Q They had separated? A Yes sir.  
Q Had they been divorced? A Yes sir.  
Q Where was the divorce granted to them? A In Towson county.  
Q In the tribal courts? A Yes sir.  
Q How long did you live with this woman? A Thirty five years.  
Q Up until her death? A Yes sir she died in '81 or '91 I don't remember; she has been dead about twelve or fifteen years.  
Q You lived with her continuously as her husband up until the time of her death? A Yes sir.  
Q After her death did you remarry? A I did.  
Q What was the name of your second wife? A Roxie Hughes.  
Q Was she a white woman? A Yes sir.  
Q Where were you married to her? A Dallas, Texas.  
Q Under the laws of the state of Texas? A Yes sir.  
Q Is she still living? A Yes sir.  
Q Are you still living with her as her husband? A Yes sir.  
Q Are you at present an actual and bona fide resident of the Choctaw Nation? A Yes sir.



Henry L. Gooding-----2.

Olevia Brown, called as a witness, having been first duly sworn, upon her oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Olevia Brown.  
Q How old are you? A About fifty four.  
Q What is your post office address? A Frogville, Indian Territory.  
Q That is in the Choctaw Nation? A Yes sir.  
Q How long have you been a resident of the Choctaw Nation? A I was raised here.  
Q Lived here all your life? A Yes sir.  
Q Are you a freedman? A Yes sir.  
Q Of what nation? A Choctaw Nation.  
Q Are you acquainted with this man Henry L. Gooding? A Yes sir, I have been acquainted with her ever since he was small.  
Q Do you know his wife? A Yes sir.  
Q What was her name? A Roseanna LeFlore before she was married and after she was married it was Gooding.  
Q Do you know anything regarding the marriage of these parties?  
A Yes sir, he married her.  
Q You were present at that marriage? A Yes sir.  
Q You saw them married? A Yes sir.  
Q Where did the marriage ceremony take place? A At Fort Towson.  
Q When was that? A It was before the surrender in slavery days.  
Q Who married them? A Mr Kingsbury.  
Q A minister? A Yes sir.  
Q Who else was present at that marriage? A All the people on the place.  
Q You remember it distinctly do you? A Yes sir.  
Q You know this is the identical man? A Yes sir, after he married LeFlore's daughter, LeFlore gave me to her and I lived with them all my life.  
Q Your master was LeFlore the father of this woman that he married?  
A Yes sir.

---c00---

Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 2nd day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry C Risteen*

Subscribed and sworn to before me this 27<sup>th</sup> day of January 1903.

*Charles H Sawyer*

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
Muskogee, Indian Territory,  
November 11, 1903.

7-D-148

-----:-----  
Intermarried.

In the matter of the application for the enrollment of  
Henry L. Gooding as a citizen by intermarriage of the Choctaw Nation.

Said Henry L. Gooding, being first duly sworn, on oath,  
testified as follows:

Examination by the Commission.

- Q What is your name? A Henry L. Gooding.  
Q What is your post-office address? A Grant, Indian Territory.  
Q Do you claim as a citizen by intermarriage of the Choctaw Nation?  
A Yes, sir.  
Q Who was your Choctaw wife? A Roseanna LeFlore.  
Q At the time of your marriage to Roseanna LeFlore, where did she  
reside? A At Fort Towson, Choctaw Nation, Towson County.  
Q And you lived where? A I lived there, Choctaw Nation -- was born  
and raised there.

The applicant files the affidavit of Mrs. Carrie LeFlore,  
taken November 9, 1903, relative to the marriage of the appli-  
cant to Roseanna LeFlore, at old Fort Towson, Choctaw Nation  
on March 3, 1863, and also relative to his residence at that  
time and since then.

- Q Have you been recognized by the Choctaw authorities as a citizen  
by intermarriage of the Choctaw Nation? A Yes, sir.  
Q In what manner? A I have held office.  
Q What offices? A Was Circuit Clerk of Kiamitia County.  
Q How many years? A Eight years.  
Q What years? A It was from 1872 I first took office and I held it  
eight years consecutively.  
Q Any other office you have held? A No, sir, not further than  
election clerk and election judge.  
Q For how many years? A That was at the term.  
Q How many times have you acted in that capacity? A Half dozen  
times from the time I have been in the Nation.  
Q Have you held office since your second marriage? A No, sir.  
Q You are on the 1896 roll? A Yes, sir.

The applicant's name is identified upon the 1896 Choctaw  
Census roll, Kiamitia County, number 14573.

- Q What are the names of your children that are enrolled? A Charlie,  
Basil, Osborn, Fannie Belle, Roseanna and Winnie.  
Q One child by your second wife? A Yes, sir, Esther May.

Henry L. Gooding 2

- Q Never made any application for her? A No, sir.
- Q You were not admitted in 1896, were you? A I don't remember; I went before the Dawes Commission the first time they set at Goodland. I don't remember what year that was.
- Q Are there two Henry L. Goodings? A Yes, sir, my grandson, son of my son, Charlie, is named Henry L. Gooding; and there are two Fannie Goodings, too, my daughter and the daughter of my son, Bazil Gooding, are both named Fannie.

-----:-----

Wirt Franklin, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he reported all proceedings had in the above entitled cause on the 11th day of November, 1903, and that the above and foregoing is a full, true and correct transcript of his stenographic notes, taken in said case.

Wirt Franklin  
th

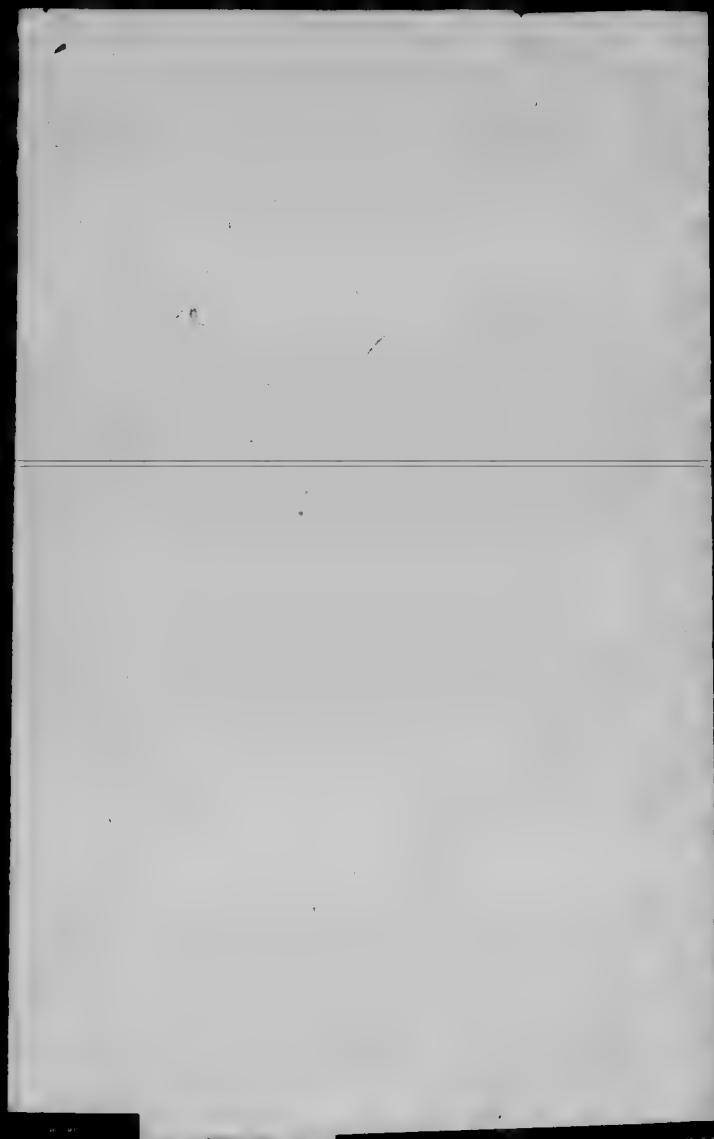
Subscribed and sworn to before me this 12 day of November, 1903.

Charles H. Sawyer  
Notary Public.

27

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
**FILED**

  
CHAIRMAN.





24  
D66

7-D-143.

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Henry L. Gooding as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that on March 3, 1863, the applicant, Henry L. Gooding, was lawfully married to Rosanna Gooding (formerly Bacon), a recognized and enrolled citizen by blood of the Choctaw Nation, who is identified upon the 1885 Choctaw Census Roll, Kiamitia County, number 589, enrolled thereon as a citizen by blood of said nation; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation; that they lived together continuously as husband and wife from the date of said marriage until the death of the said Rosanna Gooding about 1890 or 1891; that subsequently the applicant was lawfully married to Roxie Hughes, a white woman, having no rights of Choctaw citizenship by blood; and that the applicant had been a resident in good faith of the Choctaw Nation from the date of his marriage with the said Rosanna Gooding in 1863 up to and including September 25, 1902.

Upon an examination of the tribal rolls in the possession of the Commission the applicant is identified upon the 1885 Choctaw Census Roll, Kiamitia County, number 588 and also upon the 1896 Choctaw Census Roll, Kiamitia County, number 14573, enrolled on said rolls as a citizen by intermarriage of said nation.

It is, therefore, the opinion of this Commission that Henry L. Gooding should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory,

AUG 31 1904

Chairman.

Commissioner.

Commissioner.

Choctaw D-148

Muskogee, Indian Territory, August 31, 1904.

Henry L. Gooding,

Grant, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered August 31, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

*Tame Dixby.*

Chairman.

Registered.

Incl. 7-D-148



Muskogee, Indian Territory, August 31, 1904.

J. G. Ralls,  
Attorney at Law,  
Atoka, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on August 31, 1904, rendered its decision granting the application of Henry L. Gooding for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said Henry L. Gooding as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*Tams Bixby.*  
Chairman.

Registered.

Chester D-140

COPY.

Muskogee, Indian Territory, August 31, 1904.

Mansfield, McMurray & Cornish,  
Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered August 31, 1904, granting the application for the enrollment of Henry L. Gooding as a citizen by inter-marriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*Jams Bixby.*

Chairman.

Registered.

Incl. 7-D-148.

See 7-D-720 for registry receipt for this letter.

7D148

Grant, Kiamicho County, Choctaw Nation.

Nov9th 1903

I Mrs Carrie Leflore knowing and being personally acquainted with Henry L. Gooding ever since his Berth 1844 do make this my sworn statement that I was Personaly present at the Marriage of said Henry L. Gooding to one Miss Rosana Leflore daughter of Gov B. L. Leflore as a citizen by blood of the Choctaw Nation and that he was Lawfully Married to the said Rosana Leflore a citizen by blood of the Choctaw Nation on the 3rd day of March A. D. 1863 at Old Fort-Lawson Choctaw Nation By the Rev Cyrus Kingsbury a Preacher of the Gospel according to the law I further sware that the said Henry L. Gooding lived with the said Rosana A. Leflore as his lawfull wife up to the time of her death which occered Jan 3rd 1890 at Grant I. T. and the said Henry L. Gooding has never lived out sid the Choctaw Nation nor known any other Home and has lived continously in the Choctaw Nation ever since his Berth Oct 17th 1844 making him 59 years Old the 17th day Oct 1903 in Testimony of which I do hereunto sign my name and affix my private (Seal) the 9th day of Nov A. D. 1903.

Mrs Carrie Le Flore,

Subscribed and sworn to before me this 9th Day of November  
A. D. 1903.

J. B. Moreland, Notary Public

My Commission exprs Oct. 21 1905.

I, Hattie Hammer, a stenographer to the Commissioner to the Five Civilized Tribes, do hereby certify that the above and foregoing is a true and correct copy of the original, now on file with the records of this office in Choctaw ~~County~~.

*Hattie Hammer*

Subscribed and sworn to before me this 12th day of December, 1906.

*Walter W. Chappell*

Notary Public.

27  
IN RE

Application for Enrollment of

INFANT CHILD.

*ff*  
*ff*  
*Howard A. Hooden*

( *ff* ) a citizen of the  
*Boctaw*

Nation.

Approved

*May 13*

1874

*[Signature]*

Commissioner.

RECEIVED  
COMMISSIONER OF THE LAND OFFICE  
MAY 13 1874

FILED

*[Signature]*  
CHAPMAN.

CHAPMAN

1610

Department of the Interior.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of George L. Gooding, born on the 2<sup>nd</sup> day of Jan, 1898.  
Name of father: Basil L. Gooding, a citizen of the Choctaw Nation.  
Name of mother: Georgie Gooding, a citizen of the Choctaw Nation.  
Post Office: Grant

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Central District.

I, Georgie Gooding, on oath, state that I am 23 years of age and a citizen, by Marriage, of the Choctaw Nation; that I am the lawful wife of Basil L. Gooding who is a citizen, by Blood, of the Choctaw Nation; that a Boy child was born to me on the 21<sup>st</sup> day of Jan, 1898; that said child has been named George L. Gooding, and is now living.

Subscribed and sworn to before me this

day of May

1898

Georgie Gooding

J. C. Kirkman

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Central District.

I, Martha Tolson, a Midwife, on oath, state that I attended on Mrs. Georgie Gooding, wife of Basil L. Gooding, on the 21<sup>st</sup> day of Jan, 1898; that there was born to her on said date a Boy child; that said child is now living and is said to have been named George L. Gooding.

Subscribed and sworn to before me this

11<sup>th</sup> day of May

1898.

Martha Tolson

J. C. Kirkman

Notary Public.

IN RE

Application for Enrollment of

INFANT CHILD

Hewer Goodling

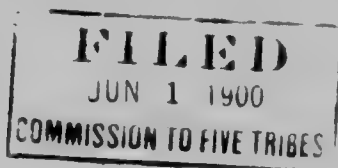
as a citizen of the

Choctaw Nation.

Approved,



Commissioner.



Choctaw  
1616

20

# Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
 of Henry Gooding, born on the 16 day of Feb- 1900  
(Here insert name of child)  
 Name of Father: B. L. Gooding a citizen of the Choctaw Nation.  
 Name of Mother: Georgia Gooding a citizen of the Choctaw Nation.  
 Postoffice, Grant S. I.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )  
 INDIAN TERRITORY.

Central District. )

I, Georgia Gooding, on oath state that I am Twenty six  
 years of age and a citizen, by Marriage, of the Choctaw Nation;  
 that I am the lawful wife of B. L. Gooding, who is a citizen, by  
Blood, of the Choctaw Nation; that a female child was  
(male or female)  
 born to me on the 16<sup>th</sup> day of Feb- 1900; that said child has been  
 named Henry Gooding, and is now living.

WITNESSES TO MARK:

(Must be Two  
 Witnesses.)

Subscribed and sworn to before me this 30<sup>th</sup> day of May 1900  
M. M. Madsen

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )  
 INDIAN TERRITORY.

Central District. )

I, Sallie Morris, on oath state that I  
 attended on Mrs. Georgia Gooding, wife of B. L. Gooding,  
 on the 16<sup>th</sup> day of Feb- 1900; that there was born to her on  
 said date a female child; that said child is now living and is said to have been  
(male or female)  
 named Henry Gooding.

WITNESSES TO MARK:

(Must be Two  
 Witnesses.)

Subscribed and sworn to before me this 30<sup>th</sup> day of May 1900  
M. M. Madsen

NOTARY PUBLIC

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, Indian Territory, December 2nd, 1902.

Choctaw D 148.  
Intermarried.

In the matter of the application of Henry L. Gooding for enrollment as an intermarried citizen of the Choctaw Nation.

Henry L. Gooding, having been first duly sworn, upon his oath testifies as follows:

Examination by the Commission:

- Q What is your name? A Henry L. Gooding.  
Q How old are you? A Fifty eight.  
Q What is your post office address? A Grant, Indian Territory.  
Q Is that in the Choctaw Nation? A Yes sir.  
Q How long have you been a resident of the Choctaw Nation? A All my life.  
Q Never lived anywhere else? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these rights? A Roseanna LeFlore.  
Q Was she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir, she is dead now. I was married in 1862, she was the daughter of old governor Basil LeFlore.  
Q Where was the marriage ceremony performed? A At his residence in Towson county.  
Q Who married you? A Cyrus Kingsbury.  
Q Who was present at that marriage? A My sister was present and my wife's father and several of the family.  
Q Have you any marriage certificate or proof of that marriage? A My marriage certificate was burnt when my house was burnt.  
Q Have you any evidence of that marriage? A Nothing only my family record at home. There may be some living witnesses yet; my sister is sick in bed and is not able to get here.  
Q Were you ever married before your marriage to Roseanna LeFlore? A No sir.  
Q Was she ever married before her marriage to you? A Yes sir!  
Q How many times? A Once.  
Q What was the name of her former husband? A Thomas Bacon.  
Q Was he an Indian? A I don't know.  
Q Was he dead at the time of your marriage to her? A No sir.  
Q They had separated? A Yes sir.  
Q Had they been divorced? A Yes sir.  
Q Where was the divorce granted to them? A In Towson county.  
Q In the tribal courts? A Yes sir.  
Q How long did you live with this woman? A Thirty five years.  
Q Up until her death? A Yes sir she died in '81 or '91 I don't remember; she has been dead about twelve or fifteen years.  
Q You lived with her continuously as her husband up until the time of her death? A Yes sir.  
Q After her death did you remarry? A I did.  
Q What was the name of your second wife? A Rexie Hughes.  
Q Was she a white woman? A Yes sir.  
Q Where were you married to her? A Dallas, Texas.  
Q Under the laws of the state of Texas? A Yes sir.  
Q Is she still living? A Yes sir.  
Q Are you still living with her as her husband? A Yes sir.  
Q Are you at present an actual and bona fide resident of the Choctaw Nation? A Yes sir.



Henry L. Gooding-----2.

Olevia Brown, called as a witness, having been first duly sworn, upon her oath testifies as follows:

Examination by the Commission:

Q What is your name? A Olevia Brown.  
Q How old are you? A About fifty four.  
Q What is your post office address? A Frogville, Indian Territory.  
Q That is in the Choctaw Nation? A Yes sir.  
Q How long have you been a resident of the Choctaw Nation? A I was raised here.  
Q Lived here all your life? A Yes sir.  
Q Are you a freedman? A Yes sir.  
Q Of what nation? A Choctaw Nation.  
Q Are you acquainted with this man Henry L. Gooding? A Yes sir, I have been acquainted with her ever since he was small.  
Q Do you know his wife? A Yes sir.  
Q What was her name? A Roseanna LeFlore before she was married and after she was married it was Gooding.  
Q Do you know anything regarding the marriage of these parties?  
A Yes sir, he married her.  
Q You were present at that marriage? A Yes sir.  
Q You saw them married? A Yes sir.  
Q Where did the marriage ceremony take place? A At Fort Towson.  
Q When was that? A It was before the surrender in slavery days.  
Q Who married them? A Mr Kingsbury.  
Q A minister? A Yes sir.  
Q Who else was present at that marriage? A All the people on the place.  
Q You remember it distinctly do you? A Yes sir.  
Q You know this is the identical man? A Yes sir, after he married LeFlore's daughter, LeFlore gave me to her and I lived with them all my life.  
Q Your master was LeFlore the father of this woman that he married?  
A Yes sir.

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Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 2nd day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

Harry C Risteen

Subscribed and sworn to before me this 22<sup>nd</sup> day of January 1903.

West  
Charles H. Sawyer  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
Muskogee, Indian Territory,  
November 11, 1903.

7-D-148  
Intermarried.

In the matter of the application for the enrollment of  
Henry L. Gooding as a citizen by intermarriage of the Choctaw Nation.

Said Henry L. Gooding, being first duly sworn, on oath,  
testified as follows:

Examination by the Commission.

- Q What is your name? A Henry L. Gooding.  
Q What is your post-office address? A Grant, Indian Territory.  
Q Do you claim as a citizen by intermarriage of the Choctaw Nation?  
A Yes, sir.  
Q Who was your Choctaw wife? A Roseanna LeFlore.  
Q At the time of your marriage to Roseanna LeFlore, where did she  
reside? A At Fort Towson, Choctaw Nation, Towson County.  
Q And you lived where? A I lived there, Choctaw Nation -- was born  
and raised there.

The applicant files the affidavit of Mrs. Carrie LeFlore,  
taken November 9, 1903, relative to the marriage of the appli-  
cant to Roseanna LeFlore, at old Fort Towson, Choctaw Nation  
on March 3, 1863, and also relative to his residence at that  
time and since then.

- Q Have you been recognized by the Choctaw authorities as a citizen  
by intermarriage of the Choctaw Nation? A Yes, sir.  
Q In what manner? A I have held office.  
Q What offices? A Was Circuit Clerk of Kiamitia County.  
Q How many years? A Eight years.  
Q What years? A It was from 1872 I first took office and I held it  
eight years consecutively.  
Q Any other office you have held? A No, sir, not further than  
election clerk and election judge.  
Q For how many years? A That was at the term.  
Q How many times have you acted in that capacity? A Half dozen  
times from the time I have been in the Nation.  
Q Have you held office since your second marriage? A No, sir.  
Q You are on the 1896 roll? A Yes, sir.

The applicant's name is identified upon the 1896 Choctaw  
Census roll, Kiamitia County, number 14573.

- Q What are the names of your children that are enrolled? A Charlie,  
Basil, Osborn, Fannie Belle, Roseanna and Winnie.  
Q One child by your second wife? A Yes, sir, Esther May.

Henry L. Gooding 2

- Q Never made any application for her? A No, sir.
- Q You were not admitted in 1896, were you? A I don't remember; I went before the Dawes Commission the first time they set at Goodland. I don't remember what year that was.
- Q Are there two Henry L. Goodings? A Yes, sir, my grandson, son of my son, Charlie, is named Henry L. Gooding; and there are two Fannie Goodings, too, my daughter and the daughter of my son, Basil Gooding, are both named Fannie.

-----:-----

Wirt Franklin, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he reported all proceedings had in the above entitled cause on the 11th day of November, 1903, and that the above and foregoing is a full, true and correct transcript of his stenographic notes, taken in said case.

Wirt Franklin  
th

Subscribed and sworn to before me this 12 day of November, 1903.

Charles H. Sawyer  
Notary Public.

Muskogee, Indian Territory, June 2, 1900.

Mr. Joseph G. Ralls,

Attorney at Law,

Atoka, Indian Territory,

Dear Sir:

The Commission is in receipt of your letter of May 29th, in reference to the matter of Henry L. Gooding's claim for enrollment as an intermarried citizen of the Choctaw Nation, in which you call the Commission's attention to the act of the Choctaw Council of 1875 in regard to intermarriages between white persons, citizens of the United States, and Choctaw Indians, and in which you request to be informed if the Commission has as yet made any rulings that cover a case like that of Mr. Gooding.

You are informed that the records of the Commission show that Henry L. Gooding, fifty six years of age, of Goodland, Indian Territory, was listed for enrollment as a Choctaw May 9th, 1899, and from the evidence in his case it appears that his name is on the 1896 census roll of the Choctaw Nation, Kiamitia County, Number 14373; that in 1863 he was married to a Choctaw woman and lived with her in the Choctaw Nation until she died in 1890; that since then he was married to a white woman, a United States citizen, having no right to Choctaw citizenship by blood. The Commission has held that the

J.C.R. 2.

marriage to the choctaw woman was prior to the passage of the act of the National Council of the Choctaw Nation of November 9, 1875, relative to citizens of the United States who have become citizens of the Choctaw Nation by intermarriage being left a widow or widower marrying a white man or woman or person, non-citizen, and having no right to Choctaw citizenship by blood, and that the rights of citizenship granted to Mr. Gooding by the Choctaw Nation when he became an intermarried citizen in 1863 could not be taken away from him by any subsequent legislation, and that therefore his marriage to a white woman, non-citizen, in 1890 did not deprive him of his rights to Choctaw citizenship.

The Commission has therefore this day rendered the following judgment in this case:

"That the application for enrollment as an intermarried citizen of the Choctaw Nation of Henry L. Gooding be and the same is hereby granted."

Yours truly,

Acting chairman.

In reply to this letter,  
please refer to 7-D 148.

7-1516.

Mustossee, Indian Territory, December 12, 1902.

R. L. Gooding,

Grant, Indian Territory.

Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Theodore Gooding, infant son of R. L. and Georgia Gooding, born November 11, 1902.

You are advised that the Commission is without authority to enroll this child as a citizen of the Choctaw Nation, it appearing that said child was born November 11, 1902, subsequent to the ratification by the citizens of the Choctaw and Chickasaw Nations on September 25, 1902, of an act of Congress approved July 1, 1902 (32 Stat., 641).

Section twenty-eight thereof provides as follows:

"The names of all persons living on the date of the final ratification of this agreement entitled to be enrolled as provided in section 27 hereof shall be placed upon the rolls made by said Commission; and no child born thereafter to a citizen or freedman and no person intermarried thereafter to a citizen shall be entitled to enrollment or to participate in the distribution of the tribal property of the Choctaws and Chickasaws."

Respectfully,

Acting Chairman.

Muskogee, Indian Territory, February 27, 1903.

Georgia A. Gooding,

Grant, Indian Territory.

Dear Madam:

It is the present intention of the Commission to establish land offices in the Choctaw and Chickasaw nations April 1, 1903. The act of Congress approved July 1, 1902, provides:

"No person whose name does not appear upon the rolls as herein provided shall be entitled in any manner to participate in the distribution of the common property of the Choctaw and Chickasaw tribes."

It will be necessary, before your right to enrollment as an intermarried citizen of the Choctaw Nation can be determined, that you appear before the Commission and testify as to your status on September 25, 1902.

For this purpose the Commission has made an appointment at Atoka, Indian Territory, March 10 to 13, 1903, and you should personally appear at said place on one of the above dates for the purpose herein indicated. No further action can be taken relative to the determination of your right to enrollment until this testimony is received.

Respectfully,

Chairman.

Choctaw D 148.

Muskogee, Indian Territory, February 27, 1903.

H. L. Gooding,

Grant, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of February 18, asking if a decision has been reached in the matter of your application for enrollment as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are advised that it appears from our records that you have been listed among the doubtful claimants to enrollment as an intermarried citizen of the Choctaw Nation, and that your final right to enrollment has not yet been determined. It is probable that a decision will be reached in your case sometime within the near future, and you will be duly notified of the action of the Commission in your case.

Respectfully,

Chairman.



Muskogee, Indian Territory, October 19, 1903.

J. G. Ralls,  
Attorney at Law,  
Atoka, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of October 15, in which you ask if the name of Henry L. Gooding, an intermarried citizen of the Choctaw Nation, has been forwarded to the Secretary of the Interior for approval.

In reply to your letter, you are informed that the Commission has not yet passed upon the application of Henry L. Gooding for enrollment as an intermarried citizen of the Choctaw Nation, and it is impracticable at this time to say when this case will be reached for consideration and determination.

Respectfully,

Commissioner in Charge.

Muskogee, Indian Territory, October 31, 1903.

J. G. Ralls,  
Attorney at Law,  
Atoka, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of October 24, in which you ask the status of Henry L. Gooding for enrollment as an intermarried citizen of the Choctaw Nation and request to be informed if his name has been submitted to the Secretary of the Interior.

In reply to your letter you are informed that on October 19, 1903, a letter was addressed to you at your present post office at Atoka, Indian Territory, in which you were informed that the Commission had not yet passed upon the final right of Henry L. Gooding to enrollment as an intermarried citizen of the Choctaw Nation and that it was impracticable to say when this case would be reached for consideration and determination.

You are now informed that the Commission can give you no further information relative to this case than that contained in its letter of October 19, 1903.

Respectfully,

Chairman.

Muskogee, Indian Territory, February 26, 1904.

Henry L. Gooding,

Grant, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of February 18, in which you state that you are an intermarried citizen of the Choctaw Nation but are not permitted to make selection of allotment and other persons are filing on your land.

In reply to your letter you are advised that the Commission has not yet passed upon your application for enrollment as an intermarried citizen of the Choctaw Nation. As soon as a decision is reached you will be notified of the action taken therein.

You are further advised that if the land on which you have improvements and which you desire to select in allotment has been filled on by another citizen, you will be permitted to institute contest therefor upon your personal appearance at the land office for the nation in which your land is located, at any time within nine months from the date of the original selection.

Respectfully,

Commissioner in Charge.

Muskogee, Indian Territory, January 5, 1906.

Chilton Riley,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of October 4, 1905, in which you state that it appears from the records of this office that on May 9, 1899, Henry L. Gooding at the time he made application for his own enrollment as an intermarried citizen of the Choctaw Nation also made application for the enrollment of his child Esther May Gooding as a citizen of the Choctaw Nation, but that she has never been listed for enrollment or indexed; you also request that when her name has been carded and given a number, that a copy of the letter of the Assistant Attorney General in the enrollment case of Mary Elizabeth Martin be filed therein as your belief.

In reply to your letter you are advised that it appears that on May 9, 1899 application was made for the enrollment of Esther May Gooding, child of Henry L. Gooding as a citizen of the Choctaw Nation.

For your information there is inclosed herewith circular giving full information as to procedure in cases which come within

C. R. #2

The ruling of the Department in the Chickasaw enrollment case of  
Mary Elizabeth Martin.

Respectfully,

Commissioner.

1611

Mary Parsons et al

Choc

7-1611  
7-1859

Muskogee, Indian Territory, October 24, 1903/

S. L. Bacon,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 19th inst., giving information relative to the maiden name of the deceased wife of John M. Parsons, an applicant for enrollment as an intermarried citizen of the Choctaw Nation.

You state that her maiden name was Eliza Makahaya; that she was raised by a man named Thomas Jefferson who was her stepfather.

For the purpose of fully identifying the wife of John M. Parsons, a citizen by blood of the Choctaw Nation, you are requested to state if she was known by any other given name than Eliza. You are also requested to state whether any children were born to John M. Parsons and his wife, Eliza, and if so, state their names and ages, together with the time and place application was made for their enrollment.

Kindly give this matter immediate attention.

Respectfully,

Commissioner in Charge.

7-1611

7-1859

Muskogee, Indian Territory, November 9, 1903.

John M. Parsons,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of November 5, in which you give the names of your children as Mary, John and Daniel Parsons and ask relative to their enrollment.

In reply to your letter you are informed that it appears from our records that Mary, John and Daniel Parsons, children of John M. Parsons and Eliza Parsons, have been enrolled by this Commission as citizens by blood of the Choctaw Nation and on December 12, 1902, their enrollment as such was approved by the Secretary of the Interior.

You are further advised that it appears from our records that the Commission has not yet passed upon your application for enrollment as an intermarried citizen of the Choctaw Nation. As soon as a decision is reached in this case you will be notified of the action of the Commission.

Respectfully,

Chairman.



1612

Samuel L. Oakes et al

Choc

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----C-----

The record herein is in the matter of the application for enrollment as an intermarried citizen of the Choctaw Nation of  
CLEORA OAKES. 7-1612.

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
MUSKOGEE, INDIAN TERRITORY, NOVEMBER 27, 1900.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Cleora A. Oakes, and for the enrollment of her minor child, Tommy Oakes, as a citizen by blood of the Choctaw Nation. Samuel L. Oakes, having been first duly sworn, testifies as follows:

Examination by the Commission.

- Q What is your name? A Samuel L. Oakes.  
Q What is your age? A Forty six.  
Q What is your post office address? A Frogville, in the Choctaw Nation  
Q Are you an enrolled citizen of the Choctaw Nation by the tribal authorities? A Yes sir.

By the Commission:

The name of Samuel L. Oakes appears upon the 1896 census roll of the Choctaw Nation as a resident of Miami County number 9959.

- Q Have you been enrolled by this Commission? A Yes sir.  
Q Where did you appear before this Commission? A At Goodland.  
Q When? A About a couple of years ago, maybe not so long.

By the Commission:

Samuel L. Oakes, forty five years of age, of Frogville, was listed for enrollment by this Commission May 11th, 1899, and appears upon Choctaw roll card, field number 1612

- Q You have always been a resident of the Choctaw Nation, have you?  
A Yes sir.  
Q Have you been outside the Choctaw Nation in the past three years?  
A No sir.  
Q Have you ever been married before? A No sir.  
Q It is your purpose now to make application for the enrollment of your wife, Cleora Oakes, as an intermarried citizen of the Choctaw Nation? A Yes sir.  
Q How old is your wife? A She is twenty six or seven, years old, twenty seven I believe.  
Q She is a white woman? A Yes sir.  
Q She has never made any claim to Indian citizenship by blood?  
A No sir.  
Q Was she ever married prior to her marriage to you? A No sir.  
Q What is her father's name? A James Wilson Grant.  
Q Is he living? A Yes sir.  
Q What is your wife's mother's name? A Eliza Jane Grant.  
Q Is your wife's mother living? A Yes sir.  
Q Your wife's parents live in the Indian Territory? A Yes sir.  
Q Where? A They live about fifteen miles kind of north east from Antlers.  
Q How long have they been residents of the Indian Territory?  
A Only about a year.  
Q Your wife has only maintained a residence in the Indian Territory for about a year? A Yes sir.  
Q Was she a resident of the Indian Territory when you married her?  
A No sir.  
Q She was a resident of what state? A Texas.  
Q When did she remove to the Indian Territory? A On the 27th day of December last year.

Cleora Oakes- 2

- Q She removed to the Indian Territory after your marriage? A Yes sir  
Q You brought her here then? A Yes sir.  
Q When were you married to her? A On the 7th day of November last year.  
Q Where? A At Deport in Texas.  
Q Have you always been a resident of the Choctaw Nation? A Yes sir.  
Q Never have lived in the Chickasaw Nation? A No sir.  
Q How long have you lived in the Choctaw Nation? A About forty seven years.  
Q Born there? A Yes sir.  
Q Always lived there? A Yes sir.

There is offered in evidence marriage license and certificate of S. L. Oakes and Cleora Grant issued by the Clerk of Lamar County, November 7th, 1899 and the certificate of P. R. Eaglebarger to the marriage of S. L. Oakes and Cleora Grant on November 7th, 1899, said marriage license and certificate being recorded on November 20, 1899 by L. W. Ross Clerk of Lamar County in book 17 page 134 Marriage Records of Lamar County. Same is filed and made a part of the record in this case.

- Q Have you any children? A One, yes sir.  
Q How old is your child? A It is about a month old, little over, a few days over.  
Q Is this the evidence of its birth? A Yes sir.

There is also filed and made a part of the record in this case the application for enrollment as a citizen of the Choctaw Nation of Tommy Oakes, infant daughter of Samuel L. and Cleora Oakes, born October 23, 1900, and the same being in proper form will be duly filed for record with this Commission and the child will be listed for enrollment as citizen of the Choctaw Nation.

Commission:

You will be furnished with a written copy of the Commission's decision as to your application for the enrollment of your wife as an intermarried citizen of the Choctaw Nation.

Anna Bell, having been first duly sworn, on her oath states that as stenographer to the Commission to the Five Civilized Tribes she reported in full the proceedings in the above entitled cause on November 27, 1900, and the above and foregoing is a true, full and correct transcript of her stenographic notes in said cause.

*Anna Bell*

Subscribed and sworn to before me this 27 day of November, 1900.

*Guy L. Emerson*  
Notary Public.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 1st, 1902.

Choctaw 1612  
Intermarried

-----oOo-----

In the matter of the application of Leora Oakes for enrollment as an intermarried citizen of the Choctaw Nation.

Leora Oakes being first duly sworn testified as follows:

Examination by the Commission:

- Q Your name is Leora Oakes? A Yes sir.  
Q How old are you? A I am twenty-nine years old.  
Q What is your post office address? A Frogville, Indian Territory  
Q What Nation is that in? A Choctaw Nation.  
Q How long have you been a resident of the Choctaw Nation?  
A Three years.  
Q Have you lived here continuously for the past three years?  
A Yes sir, since I was married.  
Q Where did you live before that? A Deport, Texas; well the first two months of our marriage we stayed at my father's in Texas, and as soon as he got possession of his house we moved to Frogville, Indian Territory.  
Q Lived here ever since? A Yes sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim?  
A Samuel L. Oakes.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have his rights ever been questioned? A Not that I know of.  
Q When were you married to Samuel L. Oakes? A November 7, 1899.  
Q Where was this marriage ceremony performed? A At Deport, Texas  
Q At that time you were a resident of the state of Texas?  
A Yes sir.  
Q What was your husband's home? A Frogville, Indian Territory.  
Q Under what law were you married? A State laws of Texas.  
Q Who performed the marriage ceremony? A B. R. Eaglebarker, Methodist minister.  
Q Were you ever married before your marriage to Samuel L. Oakes?  
A No sir.  
Q Was he ever married before his marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce?  
A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

Leora Oakes-- 2

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 1st day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 20 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

*20*

- 10

# Marriage License

L. L. Oakes

AND

Olora Grant

Issued the 7<sup>th</sup> day of  
Nov. 1899  
L. H. Ross

Clark County Court Tular Co.  
By Chas. Capell Deputy.

Filed the 20<sup>th</sup> day of  
Dec. 1899  
L. M. Root

Clark County Court Tular Co.  
By Deputy.

Recorded in Book 17 Page 134 of Marriage Records

DEPT. OF THE INTERIOR  
BUREAU OF LANDS  
TO THE FIVE CIVILIZED TRIBES  
FILED  
NOV 27 1900



To any Regularly Licensed or Ordained Minister of the Gospel, Justice, Public Judge, District or County Court, or any Justice, Now in and for Lamar County, Texas:

You are hereby Authorized to Solemnize the

**rites of MATRIMONY**

Between Mr. S. L. Oakes  
and Miss Clara Grant  
and make due return to the Clerk of the County Court of said  
County, within sixty days thereafter certifying your action  
under this License.

WITNESS my official signature and seal of  
office at my office in Paris this 7<sup>th</sup>  
day of Nov. A. D. 1899

By Chas. Capell Deputy L. H. Ross  
Clerk County Court Lamar Co

I P. R. Eaglebarger hereby certify that  
on the Seventh day of Nov. A. D. 1899  
I united in Marriage S. L. Oakes and  
Miss Clara Grant the parties above named  
Witness my hand this 7<sup>th</sup> day of Nov. A. D. 1899  
P. R. Eaglebarger  
a minister of gospel

Returned and filed for record the 20<sup>th</sup> day of December 1899  
and recorded the 20<sup>th</sup> day of December 1899

By

Deputy

L. H. Ross

Clerk



7-1612.

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----cOo-----

In the matter of the application for the enrollment of Cleora Oakes as a citizen by intermarriage of the Choctaw Nation.

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D E C I S I O N .  
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It appears from the record herein that Cleora Oakes, nee Grant, on November 7, 1899, was lawfully married to Samuel L. Oakes, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4566 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage the said Samuel L. Oakes was a resident in good faith of the Choctaw Nation, and the said Cleora Oakes, nee Grant, was a resident of the state of Texas, and that they lived together continuously as husband and wife in the Choctaw Nation, with the exception of two months immediately following their marriage, from the date of said marriage up to and including September 26, 1902.

It is, therefore, the opinion of this Commission that Cleora Oakes should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 26, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
Chairman.

  
Commissioner.

  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory.

JAN 6 1904

COPY.

7-1612.

Muskogee, Indian Territory, January 6, 1904.

Cleora Cakes,

Frederickville, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered January 6, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

*Tamc Dixby.*

Chairman.

Registered.

Enc. 7-1612.

REPLY:

7-1612.

Muskogee, Indian Territory, January 6, 1904.

Pansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered January 6, 1904, granting the application of Cleora Oakes for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said Cleora Oakes as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

W. B. GIBNEY

*Tamie Elaby.*

Chairman.

Registered.

Enc. 7-1612.

## IN RE

Application for Enrollment of

INFANT CHILD

Tommié Oakes

as a citizen of the

Choctaw Nation.

Approved, NOV 27 1900 190

  
Commissioner.DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBESFILED  
NOV 27 1900

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
of *Sommie*, born on the *23*<sup>rd</sup> day of *October*, 1900.  
(Here insert name of child.)  
Name of Father: *Samuel L. Cakes*, a citizen of the *Choctaw* Nation.  
Name of Mother: *Cleora Cakes*, a citizen of the *Choctaw* Nation.  
Post-office, *Frogville Ind. T. S.*

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.

*Central* INDIAN TERRITORY District.

I, *Cleora Cakes*, on oath state that I am *27*  
years of age and a citizen, by *interrimage* the *Choctaw* Nation;  
that I am the lawful wife of *Samuel L. Cakes*, who is a citizen, by  
*blood*, of the *Choctaw* Nation; that a *female* child was  
born to me on the *23*<sup>rd</sup> day of *October*, 1900; that said child has been  
named *Sommie*, and is now living.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

*Cleora Cakes*

Subscribed and sworn to before me this *24* day of *November*, 1900.

*J. H. Sleeper*

NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA.

*Central* INDIAN TERRITORY District.

I, *M. W. L. Anderson*, a *midwife*, on oath state that I  
attended on Mrs. *Cleora Cakes*, wife of *Samuel L. Cakes*,  
on the *23*<sup>rd</sup> day of *October*, 1900; that there was born to her on  
said date a *female* child; that said child is now living and is said to have been  
named *Sommie*. *M. W. L. Anderson*

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Subscribed and sworn to before me this *24*<sup>th</sup> day of *November*, 1900.

*J. H. Sleeper*

NOTARY PUBLIC.

CHOCTAW

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

*James G. Oakes*  
as a citizen of

CHOCTAW

Nation.

Approved

NOV 1 1902

190

*James G. Oakes*

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

NOV 1 1902

*[Signature]*

ACTING COMMISSIONER

1612

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Chactaw* Nation,  
of *James G. Cakes*, born on the *30* day of *August*, 19*02*.  
(Here insert name of child.)  
Name of Father: *J. G. Cakes*, a citizen of the *Chactaw* Nation.  
Name of Mother: *Chara X. Cakes*, a citizen of the *Chactaw* Nation.  
Post-office *Prognille*, *T. I.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

*Central* District.

I, *Chara X. Cakes*, on oath state that I am *37*  
years of age and a citizen, by *Marriage* of the *Chactaw* Nation;  
that I am the lawful wife of *J. G. Cakes*, who is a citizen, by  
*Blood*, of the *Chactaw* Nation; that a *male* child was  
(male or female)  
born to me on *30* day of *August*, 19*02* that said child has been  
named *James G. Cakes*, and is now living.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

Subscribed and sworn to before me this

*28*

day of

*Oct*190*2**R. G. Carter*

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

*Central* District.

I, *Elizzia Anderson*, a *midwife*, on oath state that I  
attended on Mrs. *Chara X. Cakes*, wife of *J. G. Cakes*,  
on the *30* day of *August*, 190*2* that there was born to her on  
said date a *male* child; that said child is now living and is said to have been  
(male or female)  
named *James G. Cakes*.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

Subscribed and sworn to before me this

*28*

day of

*Oct*190*2**R. G. Carter*

NOTARY PUBLIC

Tuskogee, Indian Territory, November 2, 1900.

Samuel L. Oaks,

Wagville, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 30th of October, relative to the enrollment of your wife as an inter-married citizen of the Choctaw Nation and as to the eligibility of your child to enrollment.

For the purpose of enrollment of infant children, there is enclosed you herewith a blank application upon which may be stated all the information necessary for the enrollment of a child. Upon the return of this application in proper form, together with the marriage license and certificate or a certified copy thereof between yourself and your wife, the matter of the enrollment of your child will receive further consideration.

In having this application executed, be careful to see that all blanks are properly filled, all names written in full and in the event either the mother or attending physician or nurse making affidavit to the birth of the child are unable to write and their signatures are by mark, that such signatures are attested by two disinterested parties as witnesses thereto. The Notary Public taking the acknowledgements of the mother and attending physician or nurse, must affix his notarial jurat and seal to each separate affidavit.

As to the enrollment of your wife as an intermarried citizen of the Choctaw Nation, it will be necessary for either you



S L O 2

or her to appear in person before the Commission so that a sufficient record may be made under oath, upon which the Commission can determine the rights of your wife to enrollment as an intermarried citizen of the Choctaw Nation.

The session of the Commission at Atoka, December next is for the purpose of hearing additional testimony in a number of cases set for hearing at that time and no new or original applications for enrollment will be heard or considered at that time.

If you desire to make application for the enrollment of your wife as an intermarried citizen of the Choctaw Nation, it will be well for you to appear before the Commission for this purpose in the near future. Such appearance can be made at the office in Muskogee, Indian Territory.

Yours truly,

Acting Chairman.

BC

7-1612

7-1612.

Muskogee, Indian Territory, November 1, 1902.

R.L. Carter,

Doaksville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 28th ultimo, enclosing the application for enrollment as a citizen of the Choctaw Nation of James G. Oakes, infant son of S.L. and Cleora Oakes, born August 30, 1902; and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

7-1812.

Muskogee, Indian Territory, December 12, 1902.

Samuel L. Oakes,

Frogville, Indian Territory.

Dear Sir:

I am hereby acknowledged of your letter of the 4th inst., stating that in the latter part of October last you left with W.L. Carter, Henry Riddle, Muskogee, Indian Territory, the necessary affidavits in the matter of the application for enrollment of your child, James Grant Oakes, born August 30, 1902; and ask to be advised if the same have been received by the Commission.

You are informed that on November 1, 1902, the application for enrollment as a citizen of the Choctaw Nation of James G. Oakes, infant son of S.L. and Cleora Oakes, born August 30, 1902, was received at this office, and the same being in proper form was duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

1613

Martin V. Everidge et al

choct

James W. Hutchings transferred from Choctaw D#604 10-31-04

NO 6 July 18, 1906 Granted

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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-----O-----

In the matter of the application for the enrollment as  
a citizen by intermarriage of the Choctaw Nation of--

James W. Hutchings ----- 7 D-604.

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES  
MUSKOGEE, Indian Territory.  
January 4, 1901.

In the matter of the application for enrollment as an intermarried citizen of the Choctaw Nation of James Wesley Hutchings. James Wesley Hutchings being duly sworn by the Commission testified as follows:

Examination by the Commission.

Q What is your name? A James Wesley Hutchings .  
Q What is your age? A Twenty seven.  
Q What is your post-office address? A Grant.  
Q Indian territory? A Yes sir.  
Q How long have you lived in the Indian Territory.  
A I have been here but about two weeks living in the Indian Territory.  
Q Where have you been living? A Broadway/ Lamar County, Texas.  
Q How long have you lived there? A Been raised there .  
Q Lived there all your life? A Yes sir all until about four years ago when I have been back and forth from the Territory to Texas.  
Q Where have you maintained your residence for the last four years? A You might say permanently in Lamar County.  
Q Do you own property there? A No sir.  
Q What kind of a residence did you have? A I lived with my mother there on her farm in Lamar County. I just staid with her.  
Q Did you ever maintain any residence in the Indian Territory.  
Q Well, yes sir, I staid with my brother one time.  
Q When? A I staid there off and on right smart.  
Q What do you mean by right smart? When did you first come to the Indian territory? A About four years ago.  
Q How long did you stay when you first came? A I don't remember. Not very long .  
Q Did you stay amonth? A Something near a month.  
Q What were you doing there? A Working for him. That was my main occupation when I was there. I was working for him by the month.  
Q You were only over here about a month then? A Yes sir at that time.  
Q Then you went back to Texas? A Yes sir.  
Q How long did you stay there? A Six months or a year.  
Q Was it six months or a year? A I could not tell.  
Q You remember that the first time you were here a month?  
A Yes sir.  
Q Then when you went back to Texas, how long did you stay in Texas? A I could not tell exactly. I staid over there part of the time and in the Territory part of the time.  
Q Well, where was your home, your place of residence? A My place of residence was principally in Texas.  
Q You voted in Texas? A When I voted I did. I didn't vote in the last election they had there.  
Now for the last year, for the last year and a half, from July 1899, where were you then? The first of July, 1899, where were you? A I suppose I was in Texas.  
Q Were you in Texas? A Yes sir.  
Q You had a residence in Texas? A I have no residence there.  
Q You lived in Texas. Did you have a residence any where else? A I haven't any home at all that I call my home.

James Wesley Hutchings 2

Q Were you living in Texas then? A Yes sir.

Q Then after the first day of July, 1899, how long did you stay in Texas before you came to the Indian Territory? A I don't remember.

Q It is very material to you to remember. Don't you remember a year and a half ago where you were living? A Well, Texas was my home.

Q You were there then on the first day of July, 1899. How long after that did you remain there until you came to the Indian Territory? A I have been in the Territory back and forward so much that I can't remember what dates I was there and what dates I was in the Territory. I couldn't say exactly the date.

Q How much have you been in the Territory since the first of July, 1899? A I suppose three months or more.

Q Continuously for three months? A Well, not altogether at one time.

Q How long was the longest you have ever been in the Choctaw Nation? A About a month is the longest I have staid at one time. Just about a month I guess.

Q Then you have never maintained any residence in the Indian Territory? A Why not permanently until about three weeks ago, between two and three weeks ago.

Q Before that you had only been in the Indian Territory for the space of a few weeks at a time and all the time the last four years your total residence in the Indian Territory is not to exceed three months? A Yes sir.

Q Then when you were married to your wife you had never maintained a residence in the Indian Territory? A Yes sir I have staid here some.

Q With the exception of the three months you have stated you have lived here in the last four years, you have never lived in the Indian Territory? A I couldn't tell for certain how long I have been here. That is some where about it I suppose. I couldn't tell exactly. I have not kept no account of what time I have been here in the Territory.

Q Did you ever vote in Texas? A Yes sir I voted in Texas.

Q Did you vote in the last Presidential election? A No sir.

Q When was the last time you voted in Texas? A Year before last I voted. No I haven't voted in the general election I believe it has been three years.

Q Have you voted in any election? A No sir.

Q Voted in the town election? A No sir.

Q County election? A Only in the primaries.

Q When was that. Yes sir I voted year before last in the primaries. Year before last. Yes sir year before last I voted in the primaries.

Q What is your father's name? A William P. Hutchings.

Q Is your father living? A No sir, He's dead.

Q What is your mother's name? A Loucina Hutchings.

Q Is she living? A Yes sir.

Q Your parents both white people? A Yes sir.

Q Neither of them ever make any claim to Indian citizenship by blood? A No sir.

Q Have you ever made any claim to Indian citizenship by blood? A No sir.

Q You are now making application for enrollment as an inter-married citizen of the Choctaw Nation? A Yes sir.

Q Through whom do you claim this right to intermarried citizenship in the Choctaw Nation? A Well, I married a Choctaw by blood.

Q What was her name? A Willie L. Everidge.

Q What is her father's name? A M. V. Everidge.

Q Is he living? A Yes sir.

Q What is her mother's name? A Minti Everidge.

Q Is she living? A Yes sir.

Q How old is your wife? A Seventeen years old.

James Wesley Hutchings 3

- Q How old is your wife? A Seventeen years old.  
Q Is she a citizen of the Choctaw Nation? A Yes sir.  
Q Has she been enrolled as such? A Yes sir.  
Q To what county in the Choctaw Nation does she belong? A  
She belongs to Kiamitia County.

The name of Willie L. Everidge, the daughter of  
Martin E. and Minto Everidge appears upon Choctaw roll  
card, field No. 1613.

- Q When were you married to her? A The 4th of November.  
Q What year? A 1900.  
Q Married to her under a Choctaw license? A Yes sir.  
Q How did you procure such license? A I got up a petition  
and paid a hundred dollabs for the license.  
Q How did you get up a petition? A Well I got Judge Durant  
to write the petition out for me and then I carried it to the  
citizens to sign. Ten citizens.  
Q Are you familiar with the Choctaw laws relative to the pro-  
curement of Choctaw licenses to marry a woman a citizen of the  
Choctaw Nation? A Not particularly. I studied up on them some  
before I bought my license.

There is offered in evidence and made a part of the  
record in this case the marriage license issued by E. J.  
Gardner, Clerk of Towson County, to J. W. Hutchings, a  
citizen of the United States to marry Willie L. Everidge  
a citizen by blood of the Choctaw Nation. Also the  
certificate of E. M. Everidge, Circuit Judge of the third  
Judicial District of the Choctaw Nation as to the marriage  
of J. W. Hutchings and Willie Everidge November 4th, 1900  
said marriage license and certificate being recorded in  
the Circuit Clerk's Office on page 299 book A, December  
4th, 1900.

- Q Were you ever married to this woman before? A No sir.  
Q Was she ever married prior to this marriage?under this  
Choctaw license? A She was never married until we married.  
Q Under this Choctaw license? A Yes sir.  
Q Were you ever married to her under United States license?  
A No sir.  
Q Have you ever been married prior to this time? A No sir.

The decision of the Commission as to your application for  
enrollment as an intermarried citizen of the Choctaw Nation will be  
mailed to you in writing to your present post-office address.

Myra Young, having been first duly sworn, upon her oath  
states that as stenographer to the Commission to the Five Civilized  
Tribes, she reported in full all proceedings had in the above  
entitled cause on the 4th day of January, 1901 and that the above  
and foregoing is a full, true and correct transcript of her  
stenographic notes of said proceedings on said date.

*Myra Young*

Subscribed and sworn to before me this 8th day of January, 1901.

*Charles L. Emerson*  
Notary Public.



Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 1st, 1902.

Choctaw D-604  
Intermarried

-----oOo-----

In the matter of the application of James W. Hutchings for enrollment as an intermarried citizen of the Choctaw Nation.

James W. Hutchings being first duly sworn testified as follows:

Examination by the Commission:

- Q What is your name? A James W. Hutchings.  
Q How old are you? A Twenty-nine.  
Q What is your post office address? A Hugo.  
Q How long have you been a resident of the Choctaw Nation?  
A Little over two years.  
Q Where did you live before that? A Texas; Lamar county, Texas.  
Q Can you give the exact date of your removal to the Territory?  
A It was somewhere in November I think; I couldn't give the exact date.  
Q November, 1900? A Yes sir, November, 1900.  
Q Up to that time you had been a resident of the state of Texas?  
A Yes sir; I had been here in the Territory off and on - -  
Q That was your permanent home over there? A Yes sir.  
Q Do you claim intermarried rights in the Choctaw Nation?  
A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these rights? A Willie Everidge.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have her rights ever been disputed? A No sir.  
Q When were you married to Willie Everidge? A November 4th, 1900.  
Q Where was this marriage ceremony performed? A Near Grant, at M. V. Everidge's, her father's.  
Q At that time were you a resident of Texas? A Yes sir.  
Q Was she a resident of the Choctaw Nation? A Yes sir.  
Q Up to your marriage you had never made a permanent home in the Choctaw Nation? A No sir.  
Q Did you obtain a marriage license? A Yes sir.  
Q From whom did you get that license? A I got them from the county clerk of Towson county.  
Q How much did you pay for the license? A I paid \$75 in cash--\$100 in scrip.  
Q Who performed the marriage ceremony? A Judge Ed Everidge.  
Q Were you ever married before your marriage to this woman?  
A No sir.  
Q Was she ever married before her marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.

James W. Hutchings-----2

Q There has been no separation, abandonment or divorce?

A No sir.

Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

-----

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 1st day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 20 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

*Not*

Choctaw Nation  
County of Towson

To all whom it may concern  
Know ye that I E. J. Gardner County  
Court clerk of the County of Towson  
C.M. having been applied to for a  
Marriage License By J. W. Hutchings  
a Citizen of the United States who  
proposes to Marry Willie Everedge a  
Citizen By Blood of the Choctaw Nation  
Said J. W. Hutchings Having complied  
with the requirements of the laws of this  
Nation relative to Marriage Between  
Citizens By Blood of the Choctaw Nation  
and non Citizens Whites and Being of  
good moral character I do by virtue  
of the authority in me vested by the  
Constitution and laws of the Choctaw  
Nation grant the said J. W. Hutchings  
a license to marry Mrs Willie  
Everedge according to the law of the  
Choctaw Nation

Given under my hand and the seal  
affixed this 20<sup>th</sup> day of November, 1900,

E. J. Gardner  
Clerk of Towson County  
C.M.

This is to Certify That I have  
this Day joined together in the  
Holy Bonds of Mahamoney Mr  
J. W. Hitching to Miss Miles  
Owning

Given under  
My and Official  
Signature this the  
4 Day Nov 1900  
E. M. Evridge  
Circuit Judge 3rd  
Judicial District  
Choctaw Nation

Recorded in the Circuit Clerk's Office on page 2... book 4... this  
the 4<sup>th</sup> day of Nov 1900.

*E. M. Evridge*  
Circuit Clerk 3<sup>rd</sup> Judicial Dis-  
trict, Choctaw Nation.

7 D-604.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-:-:-0:-:-:-

In the matter of the application for the enrollment of  
James W. Hutchings as a citizen by intermarriage of the Choctaw  
Nation.

-----0-----

- D E C I S I O N -


It appears from the record herein that James W. Hutchings, on November 4, 1900, was married in accordance with the laws, customs and usages of the Choctaw Nation, to Willie Everedge, a recognized an enrolled citizen by blood of the Choctaw Nation, whose name appears as Willie L. Hutchings number 4569 upon the lists prepared by this Commission, under the act of Congress approved July 1, 1902 (32 Stat. 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage the said Willie Everedge was a bona fide resident of the Choctaw Nation and the applicant was a resident of the State of Texas and that the said parties have lived together continuously in Indian Territory as husband and wife from the date of their said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that James W. Hutchings should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 493) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
Chairman.

  
Commissioner.

  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory,

Choctaw D-604

Muskogee, Indian Territory, October 18, 1904.

James M. Hutchings.

Musc, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 18, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*James Dixby.*

Chairman.

Registered.  
Enc. 7-2604.

Choctaw D-604

Muskogee, Indian Territory, October 15, 1904.

COPY.

M. V. Everidge,

Dexter, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on October 15, 1904, rendered its decision granting the application for the enrollment of James M. Hutchings as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tam Citty*

Chairman.

Registered.

Choctaw D-604

Muskogee, Indian Territory, October 18, 1904.

COPY  
H. E. Rowels,

Attorney-at-Law,

Musco, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on October 18, 1904, rendered its decision granting the application for the enrollment of James W.

~~Hatchings as a citizen by intermarriage of the Choctaw Nation.~~

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*John P. Smith*

Chairman.

Registered.



Choctaw D-604

Muskogee, Indian Territory, October 15, 1904.

COPY

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered October 15, 1904, granting the application for the enrollment of James W. Hutchings as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

James Dixby.

Chairman.

Registered.  
Enc. 7-D604.

For registry slip see 7-D-255

REMARKS OF THE INSPECTOR,  
CONCERNING THE STATE OF THE COUNTRY, THE

7-1010.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

Muskogee, Indian Territory, September 26, 1905.

In the matter of the alleged application for the enrollment of  
Floyd Wesley Everidge as a citizen by blood of the Choctaw Nation.

APPEARANCES: ( Chillion Riley, attorney for applicant.

MARTIN V. EVERIDGE, being first duly sworn upon his oath, testifies as follows:

Direct examination by the Commissioner:

- Q What is your name? A Martin V. Everidge.  
Q How old are you? A Forty-five years old.  
Q Where do you live? A Hugo, Indian Territory, Choctaw Nation.  
Q Are you a citizen of the Choctaw Nation? A Yes sir.  
Q Are you a recognized citizen by blood? A Yes sir.

Witness is identified as Martin V. Everidge, Choctaw roll card No. 1613, upon the final roll of the citizens by blood of the Choctaw Nation as approved by the Secretary of the Interior, opposite No. 4568.

- Q Who is this boy, Floyd Wesley Everidge? A He is my son.  
Q How old is he? A Fifteen years old.  
Q Does he live with you? A Yes sir.  
Q What is the date of the birth of this boy? A April 13, 1890.  
Q Who is the mother of the child? A She is a white woman, Sarah Ann Cochrum.  
Q At the time that this child was born to Sarah Ann Cochrum you had a living wife, didn't you? A Yes sir.  
Q What was her name? A Minti Everidge.  
Q Was you living with this woman, Sarah Ann Cochrum at the time this child was born? A Yes sir, she was living with me.  
Q Where was your lawful wife, Minti Everidge? A She was living with me.  
Q Both these women living with you? A Yes sir, living together--- on the same place.  
Q When did you apply for the enrollment of yourself and your wife and your children? A It must have been the spring of 1899, I expect.  
Q At what place? A At Goodland, when the Dawes Commission was there.

It appears from the records of this office that application was made by Martin V. Everidge for the enrollment of himself, his wife, Minti Everidge, and two children, Willie L. and David C. Everidge, at Goodland, Indian Territory, on May 11, 1899.

- Q You made the application personally for yourself, your wife, and your two children by your wife, Willie and David? A Yes sir.
- Q Do you claim that at the same time you made an application for this child, Floyd Wesley Everidge? A Yes sir, at the same time.
- Q Was that child applied for at the same time as the other children? Yes sir, I applied for him to be put on the roll.
- Q What action was taken regarding this boy? A They cut him out.
- Q Who did? A Captain McKennon.
- Q What did he state to you at that time? A He said on his ruling---he turned him down on account of his mother being a white woman.
- Q Was that the only thing that was ever done towards securing the enrollment of this child? A Yes sir.
- Q That's all you ever did? A Yes sir.
- Q No other steps were ever taken by you except this time you talked the matter over with Commissioner McKennon? A That's all.
- Q And he at that time said he would not enroll the child? A Yes sir, he said he wouldn't enroll him.
- Q Your present wife is named Minti Everidge? A Yes sir.
- Q When was you married to Minti Everidge? A I was married in '79.
- Q How many children have you by her? A Well--I have several dead.
- Q How many living? A Only two living.
- Q What are their names? A Willie L. Hutchings and David C. Everidge.
- Q How old is Willie L. Hutchings at this time? A She is 22 years old.
- Q How old is your child, David C. Everidge? A He is 14.
- Q Now, this child Floyd Wesley Everidge, by this white woman, Sarah Ann Cochrum, you say is 15? A Yes sir.
- Q Is he a year older than David C. Everidge? A Yes sir, a little more.
- Q You have lived with your wife, Minti Everidge, continuously since your marriage to her? A Yes sir.
- Q She is your lawful wife? A Yes sir.
- Q This child, Floyd Wesley Everidge, is the child by a white woman, is he? A Yes sir.
- Q This child, Floyd Wesley Everidge, was born to this white woman, Sarah Ann Cochrum about a year prior to the birth of your child, David C. Everidge, by your wife, Minti? A Yes sir.
- Q Where has this child been living? A With me.
- Q At your home? A Right at home.
- Q What has become of this woman, Sarah Ann Cochrum? A She went to Kentucky.
- Q When did she go to Kentucky? A She went in 1901--February 1901.
- Q When did you first begin to live with this woman, Sarah Ann Cochrum? A In 1898.
- Q Did you say in 1898? A No sir, in 1888.
- Q How long did you live with her? A About three years.

- Q Where did you live with her? A Near Hugo.
- Q The child you say was born in 1890, April 13th? A Yes sir.
- Q Where was the child born? A Born in Kiamitia County on my place.
- Q Were you living with your wife, Minti, at that time? A Yes sir.
- Q What relationship existed between your wife Minti and Sarah Ann Cochrum? A None in the world--she was employed as a servant girl there.
- Q This woman Sarah Ann Cochrum was living in the house with you and your wife? A Yes sir.
- Q Where is this child now? A I raised him--he is at home.
- Q Lived with you ever since his birth, you supported him? A Yes.
- Q Did you ever have any legal complications in reference to this matter in any court? A No sir. Well, I did--I adopted the child into my family, but the court records in the county court got misplaced and I can't find them. That's all the trouble I have had.
- Q This child was about three years old when the Leased District payment was made in the Choctaw Nation? A Yes sir.
- Q Did you get that payment for him? A Yes sir. At that time we had not decided on his name. I disremember whether I gave his name as Floyd Wesley or Sam Wesley. He goes by the name of Sam.
- Q How many people did you draw the Leased District money for? A 6.
- Q Who did you draw for? A I drew for myself, Minti Everidge, Sophia, Willie L. Everidge, Sam, --I believe I put his name in as Sam-- and David C.
- Q Which one of these people that you referred to for whom you drew the Leased District money in 1893, is this boy, Floyd Wesley Everidge? A Sam.

It appears from the 1893 Leased District Payment roll of Kiamitia County, Choctaw Nation, that M. V. Everidge drew the sum of \$103 for a male child, S. W. Everidge, whose age was given as three years, the name of the said child appearing upon the roll referred to on page 22, opposite 179.

- Q Was the child enrolled in 1896? A Well I gave--in '96--why I reckon so--they just took up the old roll.
- Q What name did this boy give in 1896 when they made the census roll? A We just called him Sam.
- Q Was the boy living with you at that time? A Yes.

The name of the applicant is not found upon the 1896 census roll of the citizens of the Choctaw Nation under the name of Floyd Wesley Everidge or Sam Everidge, nor does any name appear upon the said roll with the members of the family of Martin V. Everidge that could possibly be identified as the applicant herein.

- Q You say that you legally adopted this child? A Yes sir.
- Q When? A It was in 1893.

By Mr. Riley:

- Q Mr. Everidge, I will ask you to give the facts, if at the time you appeared at Goodland before the Commission and asked for the enrollment of this child, Floyd Wesley Everidge, if Captain McKennon, a member of the Commission, did not refuse to list

it because you were not married to the mother of the child and she was a white woman? A Yes sir.

- Q I will ask you, Mr. Everidge, if it is not a fact that ever since the birth of this child that you have had the custody of it and supported it from that time until now, and always recognized it as your child? A Yes sir.

JOSEPH W. EVERIDGE, being first duly sworn upon his oath, testifies as follows:

Direct examination by the Commissioner:

- Q What is your name? A Joseph W. Everidge.  
Q How old are you? A I am fifty-two, fifty-two last June.  
Q Where do you live? A I live at Grant, Indian Territory.  
Q Are you a citizen of the Choctaw Nation? A Yes sir.  
Q Citizen by blood? A Yes sir.

The name of the witness appears upon the records of this office as Joseph W. Everidge, Choctaw roll card field No. 1526, and upon the final roll of the citizens by blood of the Choctaw Nation as approved by the Secretary of the Interior, opposite o. 4299.

- Q Mr. Everidge, are you a brother of Martin V. Everidge? A Yes sir, full brother.  
Q Have you any knowledge of the application that Martin V. Everidge alleges he made for the enrollment of an illegitimate child by a white woman, named Floyd Wesley Everidge. A I never heard of him by that name but knew him as Sam--he was called Sambo.  
Q Will you state what occurred at the time the application was made for this child? A I was present when he presented his family and Mr. McKennon turned down Sam. I interceded for him myself. I told them Martin had adopted him as his lawful child and it looked pretty hard not to enroll him as he had been adopted as his lawful child.  
Q You were personally present? A Yes sir.  
Q Where did this occur? A At Goodland.  
Q That was on the same day that Martin Everidge applied for the other members of his family? A Yes sir.  
Q Did you make application for the enrollment of yourself and the members of your family at the same time? A I believe I had not through the day before or that morning, just ahead of him.

It appears from the records of this office that application was made by Joseph W. Everidge for the enrollment of himself and the members of his family as citizens of the Choctaw Nation at Goodland, Indian Territory on May 10, 1899, the day prior to the date that the application is alleged to have been made for the enrollment of Floyd Wesley Everidge.

- Q Were you present at Goodland during all the time that the Commission to the Five Civilized Tribes was there? A Yes sir, most of the time.  
Q Were you there in any official capacity for the Choctaw Nation? A No sir.

By Mr. Riley:

- Q Mr. Everidge, this boy that you call Sam is living with your

- brother, Martin V. Everidge, at this time? A Yes sir.
- Q How long has he lived with your brother? A All his life.
- Q Has your brother always recognized him and acknowledged him there in the neighborhood as his child? A Yes sir.
- Q Is this boy that you call Sam the same boy that he speaks of here as Floyd Wesley? A Yes sir.
- Q He lives with your brother in the Choctaw Nation and has all of his life? A Yes sir.
- Q His mother, when she left the country, never took the child with her? A No sir.
- Q Gave him up to Mr. Everidge? A Yes sir.

MARTIN V. EVERIDGE recalled.

- Q Mr. Everidge, is this boy that your brother knows by the name of Sam the boy you are applying for here under the name of Floyd Wesley Everidge? A Yes sir.
- Q Are they one and the same person? A One and the same boy.
- Q I believe you stated in your direct examination that you called him Sam a long time before you gave him the name of Floyd Wesley? Yes sir.

---

Olga Petroff, having been first duly sworn, upon her oath states that as stenographer to the Commissioner to the Five Civilized Tribes, she reported in full all proceedings had in the above entitled cause on the 26th day of September, 1905, and that the above and foregoing is a full, true and correct transcript of her stenographic notes of said proceedings on said date.

Subscribed and sworn to before me this 27th day of September, 1905.

W. H. White  
Notary Public.

Mem.-148.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Floyd Wesley Everidge as a citizen by blood of the Choctaw Nation.

DECISION.

It appears from the record herein that on September 26, 1905, Martin V. Everidge appeared before the Commissioner to the Five Civilized Tribes and presented testimony relative to an application alleged to have been made for the enrollment of Floyd Wesley Everidge as a citizen by blood of the Choctaw Nation, within the time limited by the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641).

Martin V. Everidge testified that he was forty-five years of age and a citizen by blood of the Choctaw Nation; that in the Spring of 1899, he appeared before the Commission to the Five Civilized Tribes at Goodland, Indian Territory, and made application for the enrollment of his illegitimate son, Floyd Wesley Everidge (now fifteen years of age), as a citizen by blood of the Choctaw Nation; that said applicant was at said time residing with him as a member of his family; that Captain McKennon, one of the Commissioners, informed him that inasmuch as the said applicant was the illegitimate child of a white woman, application for his enrollment could not be received, and that since said time no further effort has been made to make application for him.

Joseph W. Everidge testified that he was present at Goodland, Indian Territory, when his brother, Martin V. Everidge, made application for the enrollment of the members of his family, and that at said time, application was also attempted to be made for the applicant, Floyd Wesley Everidge, but was refused by Captain McKennon, and that thereupon he stated to Captain McKennon that inasmuch as his brother had adopted the applicant "it looked pretty hard not to enroll him".

It appears from the records of the Commission to the Five Civilized Tribes that on May 11, 1899, Martin V. Everidge appeared before the Commission to the Five Civilized Tribes at Goodland, Indian Territory, and made application for the enrollment of himself, his wife, and two minor children, as citizens by blood of the Choctaw Nation.

The premises considered, I am of the opinion that the evidence establishes that application was made for the enrollment of Floyd Wesley Everidge as a citizen by blood of the Choctaw Nation within the time limited by the provisions of said Act of Congress approved July 1, 1902 (32 Stats., 641), and that the same should now be determined upon its merits and it is so ordered.

 Commissioner.

Muskogee, Indian Territory,

JUL 2 1906



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

1941

State or, Indian Territory,

100

7-1613

Muskogee, Indian Territory, July 10, 1906.

Martin V. Everidge,

Muskogee, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered July 1, 1906, granting the application for the enrollment of Floyd Wesley Everidge as a citizen by blood of the Choctaw Nation..

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against his enrollment. If at the expiration of that time no protest has been filed, the name of Floyd Wesley Everidge will be placed upon the final roll of citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Commissioner.

Registered.

Incl. 7-1613.

7-1613

BY.

Ada, Okla., Indian Territory, July 18, 1906.

Phillip Riley,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on July 12, 1906, rendered his decision granting the application for the enrollment of Floyd Wesley Everidge as a citizen by blood of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision and have been allowed fifteen days from the date of this notice within which to file protest against his enrollment. If at the expiration of that time no protest has been filed, the name of Floyd Wesley Everidge will be placed upon the final roll of citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tamm*  
Commissioner.

Registered.

7-1613

Muskogee, Indian Territory, July 18, 1906.

CC.

Jansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner of the Five Civilized Tribes, rendered July 18, 1906, granting the application for the enrollment of Floyd Wesley Everidge as a citizen by blood of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against his enrollment. If at the expiration of that time no protest has been filed, the name of Floyd Wesley Everidge will be placed upon the final roll of citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Commissioner.

Registered.

Incl. 7-1613.

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DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record herein is in the matter of the application for the  
enrollment as a citizen by intermarriage of the Choctaw nation of

Minti Everidge,

7 - 1613.

-----O-----

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 2nd, 1902.

Choctaw 1613  
Intermarried

-----oOo-----

In the matter of the application of Minti Everidge for enrollment as an intermarried citizen of the Choctaw Nation?

Minti Everidge being first duly sworn testified as follows;

Examination by the Commission:

- Q What is your name? A Minti Everidge.  
Q How old are you? A Thirty-seven.  
Q What is your post office address? A Frogville.  
Q Is that in the Choctaw Nation? A Yes sir.  
Q How long have you been a resident of the Choctaw Nation?  
A Twenty-five years.  
Q Have you lived here continuously for the past twenty-five years?  
A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation?  
A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim these rights? A Martin Everidge.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have his rights to enrollment ever been disputed? A No sir.  
Q When were you married to Martin Everidge? A 1879.  
Q Where was this marriage ceremony performed? A Kiamitia county.  
Q At that time were both you and your husband bona fide residents of the Choctaw Nation? A Yes sir.  
Q Who performed the marriage ceremony? A J. W. Everidge.  
Q Was he an official of the Choctaw Nation? A Yes sir.  
Q What position did he hold? A Supreme Judge.  
Q Were you married under a license? A No sir.  
Q Were you ever married before your marriage to Martin Everidge?  
A No sir.  
Q Was he ever married before his marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation of any kind whatsoever? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.  
Q Have you got any evidence of your marriage to Martin Everidge?  
A Yes sir.

There is offered in evidence, marked exhibit "A" and made a part of the record in this case, marriage certificate of M. V. Everidge and Minty Goswick.

Minti Everidge-----2

Q Are you the identical person referred to in this marriage certificate as Minty Goswick? A Yes sir.

-----

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 2nd day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 20 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

*Next*

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

DEC 9 1902

  
ACTING CHAIRMAN.

7-1613

Ex (A)

✓



This is to certify that I have this day united in  
the Holy Bonds of Matrimony Mr. H. L. Evridge  
and Miss Minty Goswick according to the  
Laws of the Choctaw Nation.

Given under my hand  
this the 7<sup>th</sup> day of September  
A.D. 1879

J. M. Evridge,  
Suzanne Judge  
3<sup>rd</sup> Judicial Dist  
C. H.

- G D  
7 - 1613.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

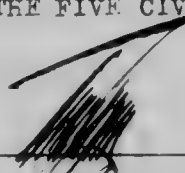
In the matter of the application for the enrollment of  
Minti Everidge as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that Minti Everidge, on September 7, 1879, was lawfully married to Martin V. Everidge, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4568 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Minti Everidge should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
Chairman

  
C. R. Buckner

Muskogee, Indian Territory,

APR 29 1903

COPY.

Choctaw-1613

Muskogee, Indian Territory, April 29, 1903.

Minti Rveridge,

Progville, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully, (SIGNED)

Chairman.

Registered.

Enc. NGH 2.

Choctaw-1613

DOCS

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Minti Everidge for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNER)

*Tame Dixie*  
Chairman.

Registered.

Enc. BOM 2a.

Muskogee, Indian Territory, June 18, 1904.

M. V. Everidge,

Dexter, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 31st, in which you ask the status of the enrollment of your son-in-law, James W. Hutchings.

In reply to your letter, you are informed that the Commission is now considering the application of James W. Hutchings for enrollment as an intermarried citizen of the Choctaw Nation and as soon as a decision is reached in this case you will be notified of the action taken therein.

Respectfully,

Chairman.

7-D-604

Muskogee, Indian Territory, September 22, 1904.

R. E. Rowels,

Attorney-at-Law,

Hugo, Indian Territory.

Dear Sir:

~~Receipt is hereby acknowledged of your letter of the 10th~~  
instant, requesting to be advised relative to the status of the application for enrollment of James W. Hutchings, as an intermarried citizen of the Choctaw Nation. You also request to be advised if the same has not yet been considered, how soon before it will be taken up.

You are advised that the Commission has not yet passed upon the application for enrollment of James W. Hutchings, as an intermarried citizen of the Choctaw Nation. As soon as a decision has been reached in his case, he will be duly notified of the action taken therein.

You are further advised that the consideration of applications for enrollment of intermarried citizens of the Choctaw and Chickasaw Nations are being prosecuted as rapidly as possible.

Respectfully,

JD

Chairman.

Memo. 148

Received of the Commissioner to the Five Civilized  
Tribes one copy of the testimony of Martin D. Everidge and  
Joseph W Everidge of September 26, 1905, in the matter of the  
alleged application for the enrollment of Floyd Wesley Everidge  
as a citizen by blood of the Choctaw Nation.

*Emilio King*

Muskogee, Indian Territory,

January 26, 1906.

Memo. 148

Muskogee, Indian Territory, January 26, 1906.

Chilion Riley,  
Attorney at Law,  
Ardmore, Indian Territory,

Dear Sir:

In compliance with your request of January 19, 1906, there is inclosed herewith a copy of the testimony of Martin D. Everidge and Joseph W. Everidge of September 26, 1905, in the matter of the alleged application for the enrollment of Floyd Wesley Everidge as a citizen by blood of the Choctaw Nation, together with a receipt therefor which please sign and return to this office.

Respectfully,

LM 3/ 26

Acting Commissioner.



1008

THE UNIVERSITY OF CHICAGO  
CHICAGO, ILL.

2-1905

1008

7-560  
Mem 148

Muskogee, Indian Territory, May 23, 1906.

Chillion Riley,  
Attorney at Law,  
Ardmore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 15, 1906, in which you ask the status of the application for the enrollment of Floyd Sealey Everidge and Fernandis Brown Deal as citizens of the Choctaw Nation.

You are advised that on May 15, 1906, a letter was addressed to you giving information relative to these cases and no action has been taken therein subsequent to that date,

Respectfully,

Acting Commissioner.

7-3560  
Mem 148

Muskogee, Indian Territory, May 15, 1906.

Chillion Riley,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 8, 1906, asking the status of the application for the enrollment of Fernandas Brown Beal as an intermarried citizen of the Choctaw Nation and also the status of the application for the enrollment of Floyd Wesley Everidge as a citizen by blood of the Choctaw Nation.

In reply you are advised that on March 14, 1906, the Commissioner to the Five Civilized Tribes entered an order holding that application was made for the enrollment of Fernandas Brown Beal as an intermarried citizen of the Choctaw Nation within the time provided by the act of Congress approved July 1, 1902, and on April 6, 1906, a list of interrogatories to be propounded to Andrew P. Beal was forwarded him at Victor, Texas. No response has yet been received to this communication and until the same is received no further consideration can be given the application of Fernandas Brown Beal as an intermarried citizen of the Choctaw Nation.

You are further advised that the application for the enrollment of Floyd Wesley Everidge as a citizen by blood of the

C. R. #2

Choctaw Nation is receiving consideration and when a decision is reached you will be notified of the action taken therein.

Respectfully,

Acting Commissioner.

7-1613

Muskogee, Indian Territory, July 3, 1906.

Chief Clerk,

Chickasaw Land Office,

Ardmore, Indian Territory.

Dear Sir:

Referring to Choctaw roll card No. 1613, Martin V. Everidge et al. there is inclosed herewith copy of name and information this day placed at No. 6 thereon.

You are therefore directed to make duplicate Choctaw roll card No. 1613 in your possession conform to this information and add the name of this person to your list of undetermined applicants for enrollment in the Choctaw Nation.

Respectfully,

IE 2-3.

Commissioner.

7-1613

Muskogee, Indian Territory, July 3, 1906.

Chief Clerk,  
Choctaw Land Office,  
Atoka, Indian Territory.

Dear Sir:

Referring to Choctaw roll card No. 1613, Martin V. Everidge et al. there is inclosed herewith copy of name and information this day placed at No. 6 thereon.

~~You are therefore directed to make duplicate Choctaw roll~~  
card No. 1613 in your possession conform to this information and add the name of this person to your list of undetermined applicants for enrollment in the Choctaw Nation.

Respectfully,

EB 1-3.

Commissioner.

7-1313

Muskogee, Indian Territory, July 26, 1906.

Chilton Riley,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of July 18, 1906, in which you ask the status of the application for the enrollment of Floyd Wesley Everidge as a citizen by blood of the Choctaw Nation.

In reply you are advised that on July 18, 1906, a decision was rendered granting the application of Floyd Wesley Everidge for enrollment as a citizen by blood of the Choctaw Nation, and on the same date you were notified of this decision by registered mail.

Respectfully,

Commissioner.

## REGISTRY RECEIPT.

Post Office at

Registered Letter  
Parent

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Valley Brothers

Atoka 5/1

addressed to Hon Green M<sup>c</sup>Curran

Principal chief      Sans Bois 31

Am Bor-y. P.M.

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J. M. Moly

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Non Green, Captain, Principal Chief of the Choctaw Nation, at Sans Bois,

and that he repostured said letter to said address, delivered

Ind. 100, and that he registered said letter to said address, and  
that the Post Master at <sup>Muncie</sup> ~~and~~ received therefor the receipt,

the same to the Post Master at ~~Albany~~ and received therefrom the package.

which is hereby attested.

Affiant further state that he has no interest in the prosecu-

... of this case, and is over the age of 21 and is not related to any of

tion of this case, and is over the age of 21 and in full possession of his mind and he is a resident of ~~India~~ <sup>Messager</sup>, Ind. Ter.

the parties, and he is a resident of ~~India~~, Ind. He.

subscribed and sworn to before me this the 2 day of Aug. 1897.

Water, Public.



UNITED STATES OF AMERICA,

CITIZENSHIP ACT OF 1906,

Section 1031.

On this personally appeared before me the undersigned authority

W. E. Boyer

, who having been

by me duly sworn according to law, states on his oath that he was

present at G. V. Hall's enclosure a copy of the petition of Floyd M. Waley  
Sirridge and the affidavit of M. V. Sirridge  
Copies of petition & judgment adopting

the same in an envelope, which he sealed and properly addressed to

Hon. J. H. Campbell, Principal Chief of the Choctaw Nation, at Muskogee,

Ind. Terr., and that he registered said letter to said address, delivered

the same to the postmaster at Muskogee and received therefor the receipt,

which is hereto attached.

Affiant further states that he has no interest in the prosecu-

tion of this case, and is over the age of 21 and is not related to any of

the parties, and he is a resident of Muskogee, Ind. Terr.

W. E. Boyer

Subscribed and sworn to before me this the 1st day of Aug. 1907.

Notary Public.

A D O P T I O N .

The Petitioner asks to be placed upon the roll of adopted citizens and files copy of the petition filed in County Court and judgment of the County Court adopting him. He was an illegitimate child of M. V. Sherrill age ~~xx~~ a Cheatey Indian by blood. This proceeding was under the Cheatey law which reads as follows, to-wit:

" Sec. 8. (Act 1887) Any person, or persons, who wish to adopt any illegitimate or orphan child or children, shall file a petition to that effect with the County Clerk of the County they may reside in, which shall remain on file for thirty days, and if no legal or just cause is shown why the petition shall not be granted, then the County Judge shall grant the petition, and cause the same to be recorded in the County Clerk's office, after which the adoption shall be as binding as if done by special Act of the General Council."

Before the Commission to the  
Five Civilized Tribes

Floyd Wesley Overidge by his  
father next friend M. V. Overidge  
Plaintiff

Applicant for  
Enrollment

vs  
Choctaw Nation, Defendant

Comes now the above plaintiff Floyd  
Wesley Overidge by his father next friend,  
M. V. Overidge, and represents to this  
Honorable Commission that he is a  
male child seven years old and  
was born in the Choctaw Nation and  
has resided here ever since his birth  
and is white and Indian blood being one fourth ~~Indian~~ <sup>Choctaw</sup> blood.  
Your petitioner represents that  
on the day of June 1891 he was  
~~illegitimate and~~ an orphan and a resident of Kiamite  
County of the Choctaw Nation and that his  
next friend herein, M. V. Overidge was  
a resident of said County and Nation  
and was his father in fact,  
and on the day of June 1891 filed  
his petition in the County Court of said  
County asking to be allowed to adopt  
said ~~child~~ plaintiff, a copy of said petition  
is hereto attached and marked exhibit  
"A" and made a part hereof

Your petitioner further represents that on the day of June 1891 by a judgment of said County Court the petition was duly and legally adopted by his said next friend, Mr. Everidge and that said adoption was by a Court of competent jurisdiction and in all respects legal and binding on the Choctaw Nation and by said adoption your petitioner became a member of the Choctaw Nation. A copy of said judgment is hereto attached and marked exhibit "B" and made a part hereof.

Your petitioner further represents that his said next friend Mr. Everidge is a Choctaw Indian by blood and so recognized and has been such all his life and is now 37 years old, and his name is now duly and legally enrolled by the duly constituted authorities of the Choctaw Nation as is more fully shown by a Certificate of enrollment hereto attached and marked Exhibit "C" and made a part hereof.

Your petitioner further represents that

after his said adoption his name was duly enrolled by the legally constituted Choctaw Authorities upon the "leased district rolls" and that said roll was duly approved by the General Council of the Choctaw Nation and is the last roll approved by the Council of the Choctaw Nation, a ~~copy of~~ Certificate of said enrollment is hereto attached and marked exhibit "D" and made a part hereof. A copy of the Laws of the Choctaw Nation authorizing said adoption and conferring jurisdiction upon persons so adopted is hereto attached and marked Exhibit "E" and made a part hereof.

Your petitioner further alleges that since he was of sufficient age he has attended the Choctaw neighborhood schools and his tuition has been paid by the Choctaw Nation out of the Choctaw funds, and the tuition of Citizens only is paid out of said fund as more fully appears from a copy of the Choctaw Laws in relation thereto which is herewith filed and made a part hereof and marked Exhibit "F"

your petitioner further shows that  
he has always been recognized as  
a member of the Choctaw Nation by the  
Choctaw Authorities until the last  
Board of Choctaw Commissioners  
refused to enroll him in the  
month of November 1896.

Therefore your petitioner prays that  
he be enrolled by this Honorable Commission  
as a member of the Choctaw  
Nation by blood or adoption and  
he will ever pray

Hoyd Wesley Everidge &  
J. S. Ralls, Attorney

United States of America Central  
District of the Indian Territory

M. C. Everidge having been by me formerly  
sworn according to law states on his oath  
that he has read the above and foregoing  
petition and that he has personal know-  
ledge of the statements therein and that  
the same are true and correct. Officiant  
further states that the petitioner Hoyd Wesley  
Everidge is the identical Hoyd Wesley Ever-  
idge mentioned in the petition filed  
in the County Court, the judgment thereon  
and the Certificate of enrollment

All Everidge  
subscribed and sworn to before me on Aug 10th 1897  
J. S. Ralls  
Notary Public

This is to certify  
that this is a  
True and correct  
copy of the  
Original as  
filed in my  
Office

J. L. Burney  
Clerk  
K. C. C. N.

June Term 1891

To The Hon. J. L. Baker

County and Probate

Judge of Kiowa County

Whereas your Petitioner a Citizen of the  
Choctaw Nation and a Resident of Kiowa  
County do this day file a Petition in  
the County Clerk's office for the adoption  
of one Illegitimate Child 14 months old

Floyd Wesley by name Whereas your Petitioner  
Pray your Honor to grant his Petition  
under the Act entitled and act governing the  
County Courts and Courts of Probate Sec 6<sup>th</sup> Page 143  
~~know that~~ your Petitioner further  
state that he is the father of the said  
Illegitimate Child your Petitioner Prays that  
the said Child be adopted to all Rights of  
Law and Equity in and for the Choctaw  
Nation and to the full name of

Floyd Wesley Everidge

Your Petitioner is duty Bound To Pray  
~~that~~ All I Everidge



This is to certify  
that this is a  
True and correct  
Copy of the  
Original on  
file in my

Office

J. L. Quincy  
Attest  
R. C. L. N.

July Term 1891

Now Therefore I S. L. Dakes County  
and Probate Judge in and for  
Kioniehia County by the authority in  
me vested by the Constitution and Laws  
of said Nation do hear by approve  
and grant the Petition of M. Everidge  
asking the Adoption of one illegitimate child  
14 months old that he may have the full name  
of Floyd Wesley Everidge and the said  
Floyd Wesley Everidge is therefore vested in and  
all the Rights of Equity in ~~and~~ Law in  
and to family of the said M. Everidge  
as though he were Legally Born don at  
Good Land Coast ground in the year  
of our Lord one thousand eight hundred  
and ninety five

S. L. Dakes  
County and Probate Judge

Floyd Wesley Eversidge

vs

Choctaw Nation

Petition for Surround

(Racine Bros &  
attys for Jeff  
Atoka, D. C.  
8/34/97.

1614

William Fulton et al

Choc

7-1454

7-1414

Muskogee, Indian Territory, July 7, 1903.

S. L. Bacon,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 4, in which you ask if you must select the land for your homestead of one hundred sixty acres in one body, or if you can select eighty acres in one place and eighty acres in another place.

In reply to your letter you are informed that the act of Congress of July 1, 1902, which was ratified by the Choctaw and Chickasaw Nations September 23, 1902, provides that each member of said tribes shall at the time of the selection of his allotment designate out of said allotment land equal in value to one hundred sixty acres of the average allotable land of the Choctaw and Chickasaw Nations. It is not necessary however that the homestead should be contiguous tracts of land.

Relative to that part of your letter in which you ask concerning the enrollment of Samuel B. Jones and his brother Edward P. Jones, who you state were probably enrolled with William Fulton, you are informed that it appears from our records that Sam and Edward Jones, children of Ed and Mary Jones, have been enrolled by this Commission as citizens by blood of the Choctaw Nation and on December

S L B-2

12, 1902 their enrollment was approved by the Secretary of the Interior.

It further appears from our records that application was made to this Commission for the enrollment of the persons above named by William Fulton. It is presumed that these are the persons referred to in your letter.

Respectfully,

Commissioner in Charge.

1615

Triffinnie Sauls et al

Choc

1615

IN RE

Application for Enrollment of

INFANT CHILD.

Betha Sauls

As a citizen of the

Whodan

Nation.

Approved DEC 13 1899 1899.

As me...

Commissioner.



Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Bertha Sauls, born on the 9<sup>th</sup> day of August, 1899.  
Name of father: George H. Sauls, a citizen of the Choctaw Nation.  
Name of mother: Tryphena Sauls, a citizen of the Choctaw Nation.  
Post Office: Nelson Ind. Terr.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Tryphena Sauls, on oath, state that I am 26 years of age and a  
citizen, by Birth, of the Choctaw Nation; that I am the  
lawful wife of George H. Sauls who is a citizen, by marriage, of the  
Choctaw Nation; that a child was born to me on the 9<sup>th</sup> day  
of August, 1899; that said child has been named Bertha Sauls,  
and is now living.

Subscribed and sworn to before me this 20<sup>th</sup> day of October, 1899.  
E. A. Brown

Notary Public.

Central Dist.  
I. T.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Nancy A. Roebuck, a midwife, on oath, state that I  
attended on Mrs. Tryphena Sauls, wife of George H. Sauls  
on the 9<sup>th</sup> day of August, 1899; that there was born to her on said date a female child;  
that said child is now living and is said to have been named Bertha Sauls.

Subscribed and sworn to before me this 20<sup>th</sup> day of October, 1899.  
Nancy A. Roebuck  
E. A. Brown

Notary Public.

Central Dist.  
I. T.

My commission expires April 16, 1902.

IN RE

Application for Enrollment of

INFANT CHILD.

*Benjamin Sauls*

As a citizen of the

*United States*

Nation.

Approved

*May 20* 1899.

 Commissioner.

7-1115

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Benj. Sauls, born on the 23 day of Nov, 1897  
Name of father: Geo W. Sauls, a citizen of the Choctaw Nation.  
Name of mother: Triphinie Sauls, a citizen of the Choctaw Nation.  
Post Office: Nelson I. I.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Triphinie Sauls, on oath, state that I am 46 years of age and a  
citizen, by Birth, of the Choctaw Nation; that I am the  
lawful wife of Geo W. Sauls who is a citizen, by Intermarriage, of the  
Choctaw Nation; that a child was born to me on the 23 day  
of Nov, 1897; that said child has been named Benjamin  
and is now living.

Triphinie Sauls.

Subscribed and sworn to before me this 13 day of May, 1899.

Geo. G. Harris  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, J. J. Seavenport, a midwife, on oath, state that I  
attended on Mrs. Triphinie Sauls, wife of Geo. W. Sauls  
on the 23 day of Nov, 1897; that there was born to her on said date a male child;  
that said child is now living and is said to have been named Benjamin

J. J. Seavenport

Subscribed and sworn to before me this 13 day of May, 1899.

Geo. G. Harris  
Notary Public.

7-1615.

Mustogee, Indian Territory, January 6, 1903.

G.W. Sauls,

Idaho, Indian Territory.

Dear Sir:

Referring to the application for enrollment as a citizen of the Choctaw Nation of Lizzie L. Nora Sauls, infant daughter of G. W. and Triffina Sauls, born September 30, 1902; you are advised that the Commission is without authority to enroll this child as a citizen of the Choctaw Nation, it appearing that said child was born September 30, 1902, subsequent to the ratification by the citizens of the Choctaw and Chickasaw Nations September 25, 1902, of an act of Congress approved July 1, 1903 (33 Stats., 641).

Section twenty-eight thereof provides as follows:

"The names of all persons living on the date of the final ratification of this agreement entitled to be enrolled as provided in section 27 hereof shall be placed upon the rolls made by said Commission; and no child born thereafter to a citizen or freedman and no person intermarried thereafter to a citizen shall be entitled to enrollment or to participate in the distribution of the tribal property of the Choctaws and Chickasaws."

Respectfully,

Acting Chairman.

Choctaw 1615

Muskogee, Indian Territory, February 13, 1903.

George W. Souls,

Nelson, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of February 6, stating that the land adjoining yours is held by John Skaggs, a court citizen, whose claim you understand has been rejected, and you wish to know if you can file on this land.

In reply to your letter you are advised that the land upon which so-called court claimants have improvements, not in excess of lawful allotments, will not be allotted to any citizen until the rights of the said court claimants are finally determined.

Respectfully,

Acting Chairman.

Choctaw 1615

Muskogee, Indian Territory, March 26, 1903.

George W. Sells,

Molok, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of March 19, asking a man who lives in the Choctaw Nation can take land in the Chickasaw Nation.

In reply to your letter you are advised that citizens of the Choctaw and Chickasaw Nations may select their allotments in either nation.

Respectfully,

Chairman.

Choctaw 1615

Muskogee, Indian Territory, May 12, 1903.

George W. Sauls,  
Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 1, in which you state that you are having a controversy over some land which you desire to select in allotment.

In reply to your letter you are advised that it appears from our records that Triffinnie Sauls, wife of George W. Sauls, a non-citizen, and their minor children Wilson, Oscar, Benjamin and Bertha Sauls, have been enrolled by this Commission as citizens by blood of the Choctaw Nation and on December 12, 1902, their enrollment was approved by the Secretary of the Interior.

You are further advised that if your wife desires to select the land referred to by you in allotment for herself and her minor children, she should appear at the land office for the nation in which said land is located and make application for same as her proportionate share of the lands of the Choctaw and Chickasaw Nations. A ticket of admission to said land office will be furnished her upon written request to the land office in which the said land is situated. For your information there is inclosed herewith copy of the rules and Regulations Governing the Selection of Allotments and the Designation of Homesteads in the Choctaw and Chickasaw Nations.

Respectfully,

Rules for allotment.

Commissioner in Charge.

7--1615.

Muskogee, Indian Territory, May 23, 1905.

George W. Samuels,

Soper, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter without date relative to your right to enrollment as an intermarried citizen of the Choctaw Nation and stating that you have never made application for enrollment.

In reply to your letter you are advised that it does not appear upon our records that application has been made to this Commission by you or on your behalf for enrollment as an intermarried citizen of the Choctaw Nation, and under the provisions of the act of Congress approved July 1, 1902, the Commission is now without authority to receive or consider such an application in your behalf.

Respectfully,

Chairman.



7-1615

Muskogee, Indian Territory, January 9, 1906.

G. W. Sauls,

Soper, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 6, 1906, asking if you can be enrolled as an intermarried citizen of the Choctaw Nation and if your infant child can be enrolled.

In reply to your letter you are advised that it does not appear from the records of this office that application has been made by you or on your behalf for enrollment as an intermarried citizen of the Choctaw Nation and under the provisions of the act of Congress approved July 1, 1902, this office is without authority to receive or consider original applications for enrollment in the Choctaw and Chickasaw Nations.

You are further advised that under the act of Congress approved March 3, 1905, there is no provision for the enrollment of children born to citizens by blood of the Choctaw and Chickasaw Nation subsequent to March 3, 1905. As you do not state the name of your child nor the date of its birth, it is impracticable to advise you whether or not application has been made for its enrollment.

Respectfully,

Commissioner.

1616

Green walker et al

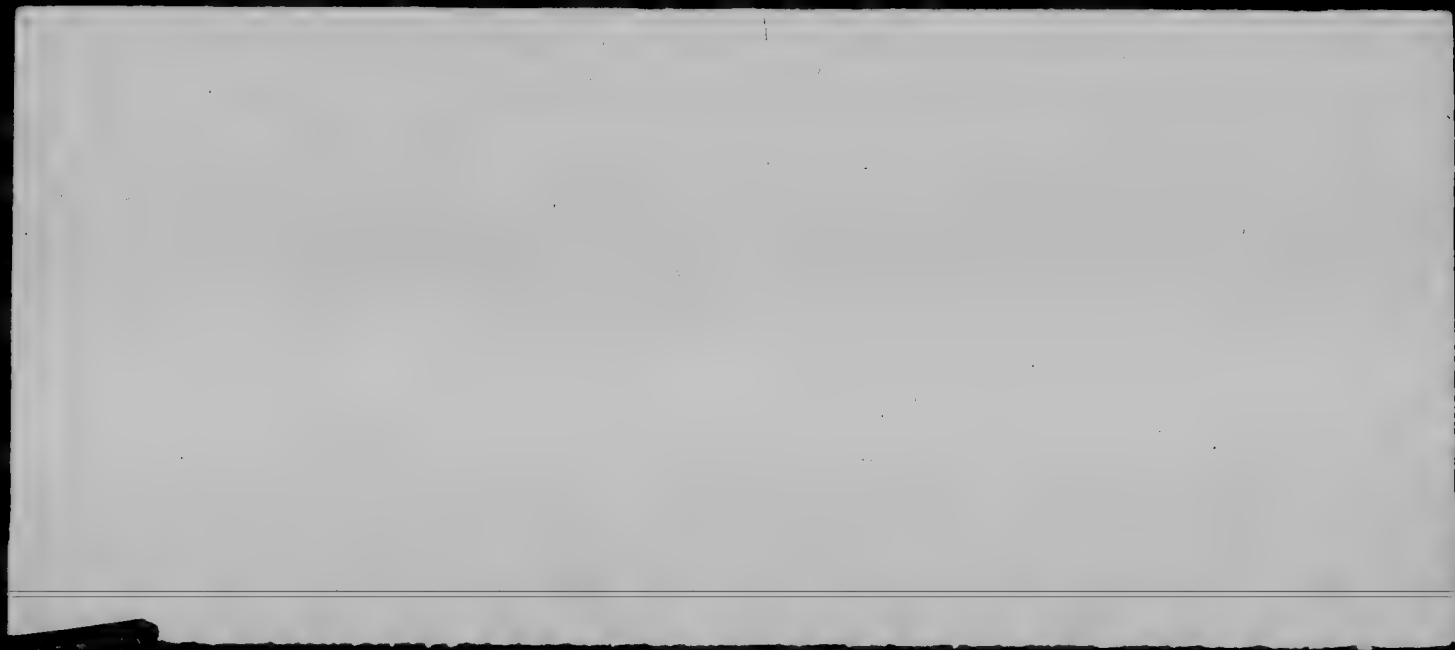
Choc

THE UNIVERSITY OF CHICAGO

MANUSCRIPT



1



REFER IN REPLY TO THE FOLLOWING:

7-1616.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, August 23, 1906.

Jesse Walker,

Wilson, Indian Territory.

Dear Sir:

There were received at this office on July 30, 1906 the affidavit of Rhindier Clark to the birth of Noel Walker, child of Jesse and Maria Walker, January 16, 1906, and of James Thomas and Mary Colbert to the character of Rhindier Clark.

You are advised that the Act of Congress approved April 26, 1906, provided for the reception, for a period of ninety days of applications for enrollment of children of citizens of the Choctaw and Chickasaw Nations who were living March 4, 1906.

This ninety days expired July 25, 1906 and since that date there is no authority for the reception of such applications.

Respectfully,

*W. O. Beall*

Acting Commissioner.

1617

William Barter

et al

Choc

7-1617

Muskogee, Indian Territory, July 14, 1903.

William Baxter,

Grant, Indian Territory.

Dear Sir:

It appears from our records that on May 28, 1903, at Atoka, Indian Territory, you made affidavit relative to the death of your wife Sibby Baxter a citizen by blood of the Choctaw Nation which occurred September 23, 1899.

For the purpose of making the record in the matter of her death complete you are requested to furnish the Commission with the affidavit of an acquaintance, and a blank for such purpose is enclosed you herewith, which you are kindly requested to have properly executed and return to this office with as little delay as possible in the enclosed envelope.

Respectfully,

Commissioner in Charge.

Enc. JPF-42.

RMV.

7-1617

Muskogee, Indian Territory, December 14, 1903.

William Baxter,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavit of Daniel Webster relative to the death of your wife, Sibby Baxter, a citizen by blood of the Choctaw Nation, which occurred November 23, 1899; and the same has been duly filed with the records of the Commission as evidence of death of the above named person.

Respectfully,

Chairman.



1618

James

Usray

et al

Choc

---

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for the  
enrollment as a citizen by intermarriage of the Choctaw Nation  
of :

JAMES USRAY. -----7-1618.

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
ANTILERS, I.T. Dec. 5, 1902.

7-1618

In the matter of the application of James Urray for enrollment as an inter married citizen of the Choctaw Nation.

James Urray being sworn testified as follows:

Examination by the Commission:

- Q What is your name? A James Urray.
- Q How old are you? A I don't know exactly; about 54.
- Q What is your post office address? A Hugo.
- Q How long have you been a resident of the Choctaw Nation? A Ever since '62.
- Q Have you lived here continuously since '62? A Yes sir.
- Q Never made your home anywhere else during that time? A No sir.
- Q Do you claim inter married rights in the Choctaw Nation? A Yes sir.
- Q What is the name of your Choctaw wife through whom you claim?
- A The first Malinda Robuck; the second Lizzie Lake.
- Q Were both of these women recognized citizens of the Choctaw Nation? A Yes, both Choctaws.
- Q When were you married to Malinda Robuck? A 1868/
- Q Where was this marriage ceremony performed? A At Parson Walkers.
- Q Where did he live? A Near Hugo; in Kiamitia County.
- Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.
- Q Did you obtain a license? From Ebenezer Pitchlynn, Clerk of Kiamitia County.
- Q How much did you pay for that license? A \$5.00 under the old law.
- Q How long did you live with Malinda Robuck? A She- till she died about fourteen years ago I reckon.
- Q Were you ever married previous to your marriage to her? A No sir.
- Q Was she ever married previous to her marriage to you? A No sir.
- Q After her death did you re-marry? A Yes, to Lizzie Lake; I obtained a license and married her.
- Q When did you marry her? A '97 or '98; you have got the license.
- Q Did you obtain a license to marry her? A Yes sir, Choctaw license.
- Q From whom? A Cub Burnett, County Clerk.
- Q How much did you pay for this license? A \$100.00 in scrip.
- Q Who performed the marriage ceremony? A C. Hotema.
- Q Since your marriage to Lizzie Lake have you lived together continuously as husband and wife up to the present time? A After a while we did; s e in present time.

Q Are you separated now? A Yes sir.  
Q Has there been any divorce? A No sir.  
Q Did she leave you or you her? A She left me.  
Q What was the cause of this separation? A She said she didn't want to stay at my place and she was going to stay at her own is all she told me.  
Q Did you furnish her with an adequate and sufficient support?  
A Yes, plenty of it.  
Q Is that the only reason she gave? A She didn't want to stay with me- with the children of my first wife.  
Q You are at present living alone are you? A Yes sir; have been ever since my first wife died.  
Q Are you now an actual and bona fide resident of the Choctaw Nation? A I am.

Henry G. Hains being sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on December 5, 1902, and that this is a full, true and correct transcript of his stenographic notes in same.

*Henry G. Hains*

Subscribed and sworn to before me this 21 day of December 1902.

*Charles H. Hains*

Notary Public.

"Copy"

To all to come this day concern-

This to certify, that I have this Issued License to James Henry  
a U.S. Citizen to marry Miss Malinda Robuck in accordance with the  
Laws of the Choctaw Nation Oct. 8th. 1868.

Wenazer Pitchlyn

Circuit clerk

Wm. H. H. Co., C.H.

Kiamichi County Choctaw Nation,

I have this day Oct. 12. 1868 Joined in Matrimony James Henry and Malinda  
Robuck.

H.  
Fessie Walker

Minister of the Gospel

Recorded Oct. 15-1868.

Thompson Wesley

Co., Clerk.

I, Wm. Briggs do hereby certify that the above and foregoing instru-  
ment of writing is a true and correct copy of the original now found  
on page 238 of the "Record Book No. 7" of Kiamitia County, Choctaw Nation.  
Indian Territory.

Given under my hand and official seal of office this  
the 12th. day of Oct. 1868.

County Clerk of  
Keen

Oct. 1, 1905

Marriage License

Marriage License

Recorded

March 1st 1872  
in Hennepin County

Record Book

No. 8.

on Page

263

W. H. Harny  
County and  
State of Minn.  
1872 to 74

Choctaw Nation } The people  
County of Kemmerling } of the  
Choctaw Nation

to any person legally authorized  
to solemnize marriage

Greeting you are hereby  
Authorized to join in the holy  
Bonds of matrimony and  
to celebrate the rites and  
ceremonies of marriage between  
James Henry Mitchell

Miss Lizzie Lake.

According to the usual  
Custom and laws of the  
Choctaw Nation

and you are required to return  
this license to me within  
thirty days from the  
celebration of such marriage  
with a certificate of the  
same appended thereto  
and signed

Witness J. B. Burns

County and probate clerk

This 4th day of March 1899



The Choctaw Nation)  
County of Harrison!

I S. E. Hittman a  
Minister of the Gospel do hereby certify  
that on the 14<sup>th</sup> day of March, 1879 I  
joined in Marriage Mr James Wray  
and Miss Figgerson agreeable to the  
authority given in the above license  
and the Customs laws of this Nation.  
Given under my hand & seal  
this 14<sup>th</sup> day of March, 1879  
S. E. Hittman

OCT 21 1963

IN THE MATTER OF THE CITIZENSHIP CLAIM OF JAMES USRAY.

CHOCTAW No.7-1618.

Hugo, I.T. October 10 th, 1903.

Commission to the Five civilized Tribes,

Muscogee, Ind - Ter.

Gentlemen:

Your letter received dated October the 5 th,  
A.D. 1903., Citizenship requirments as to my self upon the  
part of the Commission is this, as per letter I was married  
To Miss. Malinda Robuck a native choctaw Indian borned in  
the County of Kiamichi, Choctaw Nation, I was married to  
Miss. Malinda Robuck October 1868 the license was issued by  
Ebnezer Pithcley when clerk under Loren Folsom, Judge for  
the Circuit which then was Kiamichi County, my wife and I  
lived together until severed by the masters call, "Death"  
I have by her my wife deceased three children surviving which  
are on or should be shown by the records of the Commission  
to the Five Civilized Tribes in addition to first marriage  
Inclosed you will find Triplicate certificate of first  
Marriage which I WILL SEND, in addition thereto will add that  
I was married to Lizzie Lake in March 18 99, and in accord-  
ance with the Choctaw law, we lived tog ther for about 9  
months when my wife Lizzie Usray left her place of #####  
Bed and Board without my knowledge or consent and has without  
any given complaint remained away, no Divorce has been sought  
much less granted and hold a franchise according to obeying  
the Choctaw Law am subject to an action of the Commission  
to the Five Tribes, was marries laterly according to Choctaw  
Law, hoping this will meet with the requirments of Inquiry

Under oath.

- James Usray

THE NATIONAL BUREAU OF INVESTIGATION,

WASHINGTON, D. C.

It is requested that you inform the Bureau of the results of your investigation, and if possible, of the names of the persons who have been in contact with the subject of this investigation, and if possible, of the names of the persons who have been in contact with the subject of this investigation, and if possible, of the names of the persons who have been in contact with the subject of this investigation.

Very respectfully,  
J. Edgar Hoover

Enclosed for the Bureau are two copies of the report of the Bureau of Investigation, dated December 1, 1934.

5013.  
-640

7-1612.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE CHOCTAW NATION.

-----  
In the matter of the application for the enrollment  
of James Uray as a citizen by intermarriage of the Choctaw  
Nation.

-----  
P R E C E D E N T .  
-----

It appears from the record in this case that on  
October 12, 1898 the applicant, James Uray, was married, in  
accordance with the laws then existing, of the Choctaw Nation,  
to Malinda Uray (nee Rockock), a recognized and enrolled  
citizen by blood of the Choctaw Nation, whose name appears on  
the 1895 Choctaw Census Roll, Kiamitia County, number 201; that,  
at the time of their marriage, the applicant herein and the  
said Malinda Uray were both residents in good faith of the  
Choctaw Nation; and that they lived together continuously as  
husband and wife from the date of their marriage until the death  
of Malinda Uray, about 1897, as bona fide residents of the  
Choctaw Nation.

It further appears from the record herein that, on  
March 14, 1899, the applicant, James Uray, was married, in  
accordance with the laws, customs, and usages of the Choctaw  
Nation, to Linnie Uray (nee Lake), a recognized and enrolled  
citizen by blood of the Choctaw Nation, whose name appears as  
number 4591 upon the lists prepared by this Commission under  
the act of Congress approved July 1, 1902 (32 Stat., 641), of  
persons entitled to enrollment as citizens by blood of the  
Choctaw Nation, and approved by the Secretary of the Interior on  
December 12, 1902; that at the time of said marriage, March 14,  
1899, both persons above mentioned were residents in good faith  
of the Choctaw Nation; and that they lived together contin-  
uously as husband and wife for a short time, when they separated,  
and no divorce was obtained.

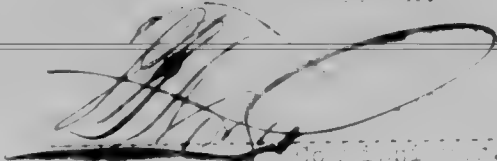
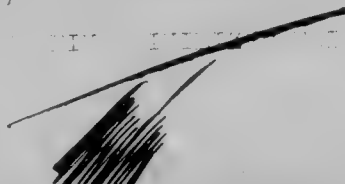
It further appears that the applicant herein was a  
resident in good faith of the Choctaw Nation from the date of  
his marriage to Malinda Uray up to and including September 25,  
1902.

Upon an examination of the tribal rolls in the  
possession of the Commission, the applicant is identified upon  
the 1895 Choctaw Census Roll, Kiamitia County, number 900,  
and also upon the 1896 Choctaw Census Roll, Kiamitia County,

... 1913, ... will ... citizen ... inter ...  
... ..

It is, therefore, ... ..  
... ..  
... ..  
... ..  
... ..

... ..



C. A. ... ..  
... ..

... ..

JAN 1913

Choctaw 1618.

COPY.

Muskogee, Indian Territory, January 9, 1905.

James Uray,

Hugo, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered January 9, 1905, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

RECEIVED

James Hixby

Chairman.

Registered.  
Encl. 7-1618.

COPY

Choctaw 1618.

Muskogee, Indian Territory, January 9, 1905.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of this Commission rendered January 9, 1905, granting the application of James Ugray for enrolment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED:

*Tama Dixby*

Chairman.

Registered.  
Encl. 7-1618.

See Choctaw 2910 for registry receipt for this letter.



7-1613

Muskogee, Indian Territory, October 17, 1901.

James Uray,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of a certificate of marriage between James Uray and Malinda Robuck, and the same has been duly filed with our records in the matter of your application for enrollment as an intermarried citizen of the Choctaw Nation.

Receipt is also acknowledged of your statement relative to your marriage to Malinda Robuck; also of her death; and your subsequent marriage with Lizzie Lake; and the same is returned to you herewith for the reason that you have neglected to sign the same.

Respectfully,

Commissioner in Charge.

Enc. MT. 134

Choctaw 1447  
Choctaw 1618

Muskogee, Indian Territory, April 30, 1904.

S. E. Hotea,

Register Number 483,

United States Penitentiary,

Atlanta, Georgia,

Dear Sir:

Receipt is hereby acknowledged of your letter of March 27, relative to the estate of Lizzie Uray, who died March 12, 1904, in which you ask information as to the appointment of an administrator for her estate.

In reply to your letter you are advised that it appears from our records that on October 30, 1903, at the Choctaw Land Office Lizzie Uray selected in allotment of the lands of the Choctaw Nation land equal in value to \$1040.00.

You are further advised that the matter of the appointment of administrators for the estates of deceased citizens of the Choctaw and Chickasaw Nations does not come within the jurisdiction of the Commission, and it is, therefore, impracticable to give you any information on this subject.

Respectfully,

Chairman.

7-1618

Muskogee, Indian Territory, October 24, 1903.

James Usray,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your affidavit relative to your marriage to Malinda Robuck in October 1868; also of your marriage to Lizzie Lake in 1899; and the same have been duly filed with the records of the Commission in the matter of your application for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Commissioner in Charge.

7-1618

Muskogee, Indian Territory, October 29, 1904.

Berra Bell Pinkie Russell.

Hugo, Indian Territory.

Dear Ma'am:-

Receipt is hereby acknowledged of your letter of October 26, 1904, in which you ask if your father James Usay has been enrolled and approved.

In reply to your letter you are informed that the Commission is now considering the application of James Usay for enrollment as an intermarried citizen of the Choctaw Nation and as soon as a decision is reached in this case he will be notified of the action taken.

Respectfully,

Chairman.

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
ANTILERS, I.T. Dec. 5, 1902.

7-1618

In the matter of the application of James Uray for enrollment  
as an inter married citizen of the Choctaw Nation.

James Uray being sworn testified as follows:

Examination by the Commission:

- Q What is your name? A James Uray.
- Q How old are you? A I don't know exactly; about 54.
- Q What is your post office address? A Hugo.
- Q How long have you been a resident of the Choctaw Nation? A Ever since '62.
- Q Have you lived here continuously since '62? A Yes sir.
- Q Never made your home anywhere else during that time? A No sir.
- Q Do you claim inter married rights in the Choctaw Nation? A Yes sir.
- Q What is the name of your Choctaw wife through whom you claim?
- A The first Malinda Robuck; the second Lizzie Lake.
- Q Were both of these women recognized citizens of the Choctaw Nation? A Yes, both Choctaws.
- Q When were you married to Malinda Robuck? A 1868/
- Q Where was this marriage ceremony performed? A At Parson Walkers.
- Q Where did he live? A Near Hugo; in Kiamitia County.
- Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.
- Q Did you obtain a license? From Ebenezer Pitchlynn, Clerk of Kiamitia County.
- Q How much did you pay for that license? A \$5.00 under the old law.
- Q How long did you live with Malinda Robuck? A She- till she died about fourteen years ago I reckon.
- Q Were you ever married previous to your marriage to her? A No sir.
- Q Was she ever married previous to her marriage to you? A No sir.
- Q After her death did you re-marry? A Yes, to Lizzie Lake; I obtained a license and married her.
- Q When did you marry her? A '97 or '98; you have got the license.
- Q Did you obtain a license to marry her? A Yes sir, Choctaw license.
- Q From whom? A Gub Burnett, County Clerk.
- Q How much did you pay for this license? A \$100.00 in scrip.
- Q Who performed the marriage ceremony? A G. Hotema.
- Q Since your marriage to Lizzie Lake have you lived together continuously as husband and wife up to the present time? A After a while wedded; & ever since.

Q Are you separated now? A Yes sir.  
Q Has there been any divorce? A No sir.  
Q Did she leave you or you her? A She left me.  
Q What was the cause of this separation? A She said she didn't want to stay at my place and she was going to stay at her own is all she told me.  
Q did you furnish her with an adequate and sufficient support?  
A Yes, plenty of it.  
Q Is that the only reason she gave? A She didn't want to stay with me- with the children of my first wife.  
Q You are at present living alone are you? A Yes sir; have been ever since my first wife died.  
Q Are you now an actual and bona fide resident of the Choctaw Nation? A I am.

Henry G. Hains being sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on December 5, 1902, and that this is a full, true and correct transcript of his stenographic notes in same.

*Henry G. Hains*

Subscribed and sworn to before me this 31 day of December 1902.

*Charles H. Sawyer*

Notary Public.

Chectaw 1618

Muskogee, Indian Territory, December 24, 1904.

James Urray,

Hugo, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of December 21, asking what progress has been made in the matter of your enrollment.

In reply to your letter you are advised that the Commission is now considering your application for enrollment as an intermarried citizen of the Chectaw Nation, and as soon as a decision is reached you will be notified of the action taken therein.

Respectfully,

Chairman.

7-1618.

Muskogee, Indian Territory, October 5, 1903.

James Uray,

Hugo, Indian Territory.

Dear Sir:

In the matter of your application for enrollment as a citizen of the Choctaw Nation, it appears from your testimony taken before the Commission at Antlers, Indian Territory, December 5, 1902, that your first wife was a Choctaw Indian woman, named Malinda Robeck; that your second wife was a Choctaw Indian woman, named Lizzie Lake, and that you are now separated from your second wife.

Before further consideration can be given the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it will be necessary that you furnish the Commission with a sworn statement specifying in full all of the circumstances attending the separation from your said second wife, Lizzie Lake.

You are also advised that it would be well if you could furnish the Commission with either the original or a certified copy of the certificate of your marriage to your first wife, said Malinda Robeck, or failing that, the sworn statement



J. U. --2.

of two disinterested parties who were present at your marriage  
to your first wife in 1868.

These matters should receive your immediate attention.

Respectfully,

Chairman.

1619

James C. Hybarger

et al

Choc

7-1619.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---:---

Record in the matter of the application for enrollment as an intermarried citizen of the Choctaw Nation of:

JAMES C. HYBARGER.

-----:-----

Department of the Interior.  
Commission to the Five Civilized Tribes.  
South McAlester, Indian Territory, December 24, 1902.

Choctaw 1619.  
Intermarried.

In the matter of the application of James C. Hybarger for enrollment as an intermarried citizen of the Choctaw Nation.

James C. Hybarger, having been first duly sworn, upon his oath testifies as follows:

Examination by the Commission:

- Q What is your name? A James C. Hybarger.  
Q How old are you? A Thirty six.  
Q What is your post office address? A Paula Valley, Indian Territory.  
Q How long have you been a resident of the Chickasaw Nation? A About twenty years.  
Q Have you lived there continuously for the past twenty years? A Yes sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of the Choctaw woman through whom you claim these rights? A Mollie M. Boswell.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.  
Q Have her rights as such ever been disputed? A I believe they have, yes sir, at once time, but she was finally enrolled. Her people had always been on the rolls but some question came up and I made application to the Daves Commission in 1896.  
Q When were you married to Mollie M. Boswell? A September 1887.  
Q Where was the marriage ceremony performed? A At what is known as Briar Creek court house in Pickens County, Chickasaw Nation.  
Q At that time were both you and your wife bona fide residents of the Chickasaw Nation? A Yes sir.  
Q Under what law were you married to her? A Chickasaw law.  
Q Did you obtain a tribal license? A Yes sir.  
Q From whom, did you get that license? A Judge Dickinson, judge of the county.  
Q Of what county? A Pickens county.  
Q How much did you pay for your license? A Fifty dollars.  
Q Who performed the marriage ceremony? A Judge Dickinson.  
Q Were you ever married before your marriage to this woman? A No sir.  
Q Was she ever married before her marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation of any kind whatsoever? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A No sir, Chickasaw Nation.  
Q Were you an applicant before this Commission in 1896 for admission to citizenship in the Choctaw Nation? A Yes sir.  
Q Did you then apply as an intermarried citizen? A Yes sir.  
Q What action was taken on your application at that time---Was it granted or refused? A Granted.  
Q Was your case ever appealed to the United States Court? A No sir

James C. Hybarger-----2

Harry C. Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 24th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

*Harry C. Risteen*

Subscribed and sworn to before me this 19 day of January 1903.

*Charles J. Sawyer*

Notary Public.

*11/12*

Marriage Certificate  
of  
J. C. Highberger and  
Mollie Boswell

Recorded on Page

1<sup>st</sup> Marriage

Record of Pickens

County S. C.

this 22<sup>nd</sup> Sept 1887

W. H. Lamm

Clk. Pickens

4  
The undersigned Judge of the County  
Court of Jackson County, Tennessee  
this day united with Mary Ann  
C. C. Hightower and Maria Morris as well  
according to the laws of the White-Bone  
County.

before me, my hand this 21<sup>st</sup> day  
of July, 1887.

J. C. Dickerson  
County Clerk Jackson County  
Tennessee

FRB

7-1-19.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE CHICKASAW TRIBES.

In the matter of the application of James C. Hybarger  
for enrollment as an intermarried citizen of the Choctaw Nation.

D E C I S I O N.

It appears from the record in this case that James C. Hybarger claims rights as a citizen by intermarriage of the Choctaw Nation by virtue of his marriage, on September 21, 1887, with Mollie M. Hybarger (nee Russell), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 18406 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 841), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior May 9, 1904.

It appears from the records of the Commission that on September 9, 1896, in the case entitled "Mollie Hybarger et. al. vs. Choctaw Nation", (1896 Choctaw Citizenship Docket - case number 1241), the applicant herein made original application to this Commission, under the provisions of the act of Congress approved June 10, 1896 (29 Stat., 321), for admission to citizenship in the Choctaw Nation, claiming his right thereto by virtue of his marriage with the said Mollie M. Hybarger on September 21, 1887; that on December 8, 1896 the applicant herein, James C. Hybarger, was, by this Commission, admitted to citizenship in the Choctaw Nation as a citizen by intermarriage, from which decision of the Commission no appeal was taken.

It further appears from the record in this case that the applicant was a resident in good faith of the Chickasaw Nation on June 28, 1898, and that his status as an intermarried citizen of the Choctaw Nation remained unchanged from the date



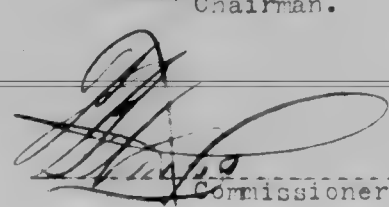
of his admission in 1896 up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that James C. Hybarger should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 411), and it is so ordered.

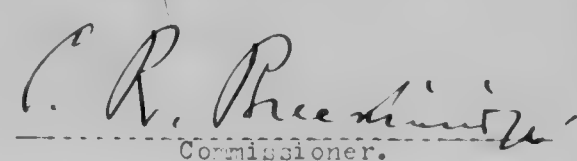
COMMISSION TO THE FIVE CIVILIZED TRIBES.



Chairman.



Commissioner.



Commissioner.

Muskogee, Indian Territory,

OCT 15 1904

Choctaw 1619

COPY.

McGehee, Indian Territory, October 15, 1904.

James C. Nybarger,

McGehee, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tame Dixby.*

Chairman.

Registered.  
Enc. 7-1619.

Chootaw 1619

COPY.

Lushogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cernish,

Attorneys for the Chootaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered October 15, 1904, granting the application for the enrollment of James C. Hybarger as a citizen ~~by intermarriage of the Chootaw Nation.~~

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Chootaw Nation. If, at the expiration of said time, no protest has been filed, his name will be placed upon the final rolls of the citizens of the Chootaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tame Dixby.*

Chairman.

Registered.  
Enc. 7-1619.

For registry slip see 7-D-255

Choctaw 1619

COPY.

Muskogee, Indian Territory, October 15, 1904.

Weaver & Weaver,

Attorneys-at-Law,

Beale Valley, Indian Territory.

Gentlemen:

You are hereby notified that the Commission to the Five Civilized Tribes, on October 15, 1904, rendered its decision granting the application for the enrollment of James C. Hybarger as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tams Bixby.*

Chairman.

Registered.

Choctaw 1619

COPY

Muskogee, Indian Territory, October 18, 1904.

Albert Renzie,

Attorney-at-law,

Pauls Valley, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on October 15, 1904, rendered its decision granting the application for the enrollment of James C. Rybarger as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tams Bixby.*

Chairman.

Registered.

Choctaw 1619

COPY.

Muskogee, Indian Territory, October 15, 1904.

Treadwell, Lucas & Young,

Attorneys-at-law,

Tishomingo, Indian Territory.

Gentlemen:

You are heroby notified that the Commission to the Five Civilized Tribes, on October 15, 1904, rendered its decision granting the application for the enrollment of James C. Hybarger as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tame Bixby.*

Chairman.

Registered.

Sheet No. 1070.

... ..  
... ..  
... ..  
... ..

Sheet No. 1071.

DEPARTMENT OF THE INTERIOR  
MISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

FEB 6 1904

*[Handwritten signature]*

CHIEF

MEMORANDUM FOR THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Mollie L. Hybarger and her minor children, Eva L., Charlie, Willie R. and Ruby L. Hybarger, as citizens by blood of the Choctaw Nation, Choctaw Field No. 1619.

We hereby request, on behalf of the Choctaw and Chickasaw Nations, that final decision in this case be postponed until final decision by the Choctaw and Chickasaw Citizenship Court in the case of Mattie Lee Armstrong, et al., vs. Choctaw and Chickasaw Nations, No. 59 on the Trial List, in which the said court will decide the question of what compliance, by the applicants or their ancestors, with the third or the fourteenth articles of the treaty of 1860 was necessary in order to be entitled to enrollment and to participation in the distribution of tribal property of the Choctaws and Chickasaws, notwithstanding their recognition as citizens by the tribal authorities of the Choctaw Nation, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 13, 1903.

*Manfred M. Murray*  
Attorneys for the Choctaw and Chickasaw Nations.

January 25, 1904.



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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The record herein is in the matter of the application for  
enrollment as citizens by blood of the Cherokee Nation of Nellie  
M. Lybarger, et al., and for the enrollment of James C. Lybarger,  
as a citizen by intermarriage of the Cherokee Nation.

JAMES C. LYBARGER, et al., 7-1619.

In the matter of the application of J.C. Hybarger for enrollment as a Choctaw citizen.

Wittie O'Bryan being sworn says:

Mollie Hybarger is Choctaw so far as I know.

Mollie was born at Mrs. Richards' house. I do not remember the date. Annie, Frank, Ide, Cora and John are all Orndorff's children. I do not think Mollie is.

I was at one time Orndorff's wife. I think, from all I could work out of them that the others were not-citizens.

Up to the time Mollie was a good big girl 10 or 12 years old she was with the Polson and others.

Isaac Polson, Mrs. Richards and Mattie Burnett will know about Mollie. They are in a position to know.

In the matter of the application of J.C. Highbarger and  
for enrollment as Choctaw Cit-  
izens:

Charles McCain being sworn says:

I live in Tishomingo County. I am 32 years old.

I am a citizen of the Chickasaw nation by intermarriage.

I knew old man Orndorf when he lived in Grayson county Texas. His wife died there, leaving several children. The Orndorf that I knew in Texas is the one who afterwards married Kate Earl an Indian Woman. He married her about 1885.

I never heard that the wife of Orndorf ~~who~~ that died in Texas, claimed to be an Indian. She and her family passed for white people. I understood that after he came to the Territory J.C. Highbarger married one of his girls.

*Chas. McCain*

Sworn to and subscribed before me this 30th day of Sept. 1898.

*[Signature]*  
Commissioner.

In the Mother of the application of J. C. Hightower for  
enrollment as a ~~Chickasaw~~ Choctaw citizen:

Lizzie Mitty being sworn says:

I am a citizen of the Chickasaw  
Nation I live at Woodville, Ad. Co.  
I know Jim Hightower who is married Mollie  
the daughter of Ed. Orndorff Ed Orndorff  
married married my mother - At the time  
Orndorff married my mother he had four  
daughters, the oldest of whom was Mollie. He  
also had two boys. All of these children  
were by former wife - My mother was a  
citizen of the Chickasaw nation -

The names of the girls were Mollie Anne  
Belle, Cora & Ida. The names of the boys  
were Frank & John. I understood Annie  
Belle is married to a man named Robertson.  
I do not know whether or not the other  
two girls are married - I did not know  
the mother of these children - When they  
came to the Secretary before Orndorff married  
my mother, I understood they came to  
Texas. When I first knew them they did  
not claim to be Indians - Before they left  
my mother the two oldest girls claimed  
to be citizens - I do not know how the

other members of the family ever claimed  
citizenship - Lizzie (Mutz)

Subscribed & sworn to before me this  
3d day of October 1898

*[Signature]*

5/ 11  
In the matter of the application of  
for enrollment as *Choctaw*

*J. C. Highberger*  
citizen.

I am a Chickasaw citizen. I have lived in the Chickasaw  
nation all my life. About 13 years ago Orndorff, the father of  
the two girls ~~who are now the wives of J. C. Highberger~~  
~~and~~ ~~rented land of us.~~

They came from Texas. I am not certain but I think he got  
a permit under my husband that year. He never claimed to be an  
Indian at that time. They family came direct from Texas to the  
Territory, I understood. While he was on our place he married  
a Indian- ~~Wade Earl~~.

After he married the Indian woman she got the girls into the  
Indian school. I heard shortly afterwards they they had been  
put out of the school.

*Little Rock*  
Subscribed and sworn to before me this 30th day of Sep 1898.

*[Signature]*  
Commissioner.

In the matter of the application of J.C. Hybarger and others for enrollment as Choctaw citizens.

Dr. H.F. Murray being sworn says:

I have been County Judge, District Judge, District Attorney and Delegate to Washington. I am a citizen of the Chickasaw Nation, by intermarriage, and have been for 44 years.

They once had Hybarger up before the citizenship committee of the Legislature and I think they made him a citizen.

When I first knew Orndorf he married Kate Price. He had two children before married her. He was Dutch and I think they were Dutch children. She never had any children except by her first husband (Kate Price)

At one time J.H. Franklin and I were going to Tishomingo and we went by Henry Earl's, the first husband of Kate, and he told us that after she (Kate) had married Orndorf he wanted to get these children into the school as the children of Kate. He told her he could give her \$25.00 to get the children in school. Henry Earl told us that she took the children and painted with faces with coperas water and put them in school.

Franklin and I went on to Tishomingo and saw Hosely, the Superintendent of Public Instruction, and told him. He went and put the children out of the school, on account of their being non citizens. They had no Indian blood whatever. They were born to him before his marriage to a citizen.

11  
In the matter of the application of J.C. Wybarger and others for enrollment as Choctaw citizens.

7. Venable being sworn says:

I live at Seale, Indian Territory. Orndorf introduced me to Hollie the first time as his daughter. After that he told me that Kate Earl had put the children in the Indian school to get rid of them.

The children called him "Pa" when I first got acquainted ~~xxxx~~ with them. I was living on the same place. After that they had their change and had the children call their father "Cousin Ed". One of the boys, the baby one, was deaf and could not hear well, and it was nearly impossible to teach him to call his father "Cousin Ed". They moved away from there and left a part of their things with me. They left their family bible and in it they had changed the names of the children from Orndorf to Boswell. I saw their names as Boswell in the family bible. ~~xi~~

He first told me that Hollie was his daughter. He then told me that Kate had put the girls in the Indian school to get rid of them. He did not tell me that they were Indians. He asked me if I understood and I told him that I did. I had seen how they had changed their names and changed from calling their father "Pa" to "Cousin Ed". He told me that they were his children. I suppose they changed the names to get them in the Indian school.

I did not see or know any Indians by the name of Boswell.

At one time Orndorf was drunk and told me that some called his children Choctaws and some called them Chickasaws I laughed. He said: "You know all about it. Kate put my children in the Indian school to get rid of them"



8

In the matter of the application of J.C. Wybarger and others for enrollment as Choctaw citizens:

Martha Franklin being sworn says:

My husband was County Judge . We had heard that the Orndorf children had been put into the India school as Indians, and that afterwards they had found them not to be Indians and they were taken out.

After that someone came to get license to marry one of the girls . My husband said they were not Indians and refused to issue the licence. I know this was one of Orndorf's girls but I do not know which one.

In the matter of the application of J.C. Hybarger and others,  
for enrollment as Choctaw citizens.

Mrs. S.W. Groding being sworn says:

I knew Orndorf. He and his first wife were residents of Penison. She died and left five or six children. That was many years ago. I did not remember the names. The oldest was a girl and the youngest was a girl. The oldest ought to be grown and married now.

We had no children and a friend of ours sent us word, and he came and got the child, the youngest. It was not a healthy child and died.

We afterwards heard that Orndorf had married Mrs. Earl, and moved his family to the Territory.

I did not know they were Indians. I thought they were Dutch or Germans. They made to claim to be Indians at that time. When I took the child he had no idea of coming to the Territory.

The oldest child was a girl and dark eyed and with dark hair.

I never heard of the family afterwards until I heard that he had married Mrs. Earl. I afterwards heard that they had entered the children in the Indian school at Lebanon.

I do not know any claim they had to be Choctaws.

At the time I knew him he claimed these children to be his.

IN RE

Application for Enrollment of

INFANT CHILD.

*Ruby Madger Hylonger*

As a citizen of the

*Choctaw*

Nation.

Approved

1899.

Commissioner.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Ruby Madge Kyzar born on the 17th day of April, 1899.  
Name of father: J. C. Kyzar, a citizen of the Choctaw Nation.  
Name of mother: Mollie M. Kyzar, a citizen of the Choctaw Nation.  
Post Office: Mc Gee J. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District. }

I, Mollie M. Kyzar, on oath, state that I am 27 years of age and a  
citizen, by birth, of the Choctaw Nation; that I am the  
lawful wife of J. C. Kyzar who is a citizen, by marriage, of the  
Choctaw Nation; that a child was born to me on the 17 day  
of April, 1899; that said child has been named Ruby Madge Kyzar  
and is now living.

Subscribed and sworn to before me this 15th day of May, 1899.

J. M. Davis

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District. }

I, Thomas P. Shi, a Physician on oath, state that I  
attended on Mrs. Mollie M. Kyzar wife of J. C. Kyzar  
on the 17 day of April, 1899; that there was born to her on said date a Girl child;  
that said child is now living and is said to have been named Ruby Madge Kyzar

T. P. Shi

Subscribed and sworn to before me this 15th day of May, 1899.

J. M. Davis

Notary Public.

7 - 1619.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE CIVILIZED TRIBES.

In the matter of the application of Lollie M. Hybarger, Eva L. Hybarger, Charlie Hybarger, Willie M. Hybarger and Ruby M. Hybarger as citizens by blood and James C. Hybarger as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the census-card record in this case that James C. Hybarger, on May 11, 1890, appeared before the Commission at its session at Goodland, Indian Territory, and made personal application for the enrollment of himself as a citizen by intermarriage of the Choctaw Nation, and for the enrollment of his wife, Lollie M. Hybarger (nee Boswell), and their minor children, Eva L., Charlie and Willie M. Hybarger as citizens by blood of the Choctaw Nation. Application was subsequently made to the Commission in writing for the enrollment of their minor child, Ruby M. Hybarger.

It further appears from the record herein that James C. Hybarger was lawfully married on September 21, 1887, to Lollie M. Hybarger (nee Boswell), a duly recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears upon the 1890 Choctaw Census-Roll, Chickasaw District, No. 6200, as Lollie M. Hightower.

From an examination of the tribal rolls in the possession of the Commission it is found that the names of Lollie M. Hybarger (as Lollie Hybarger), Eva L. Hybarger (as Eva Hybarger) and Charlie Hybarger appear upon the 1890 Choctaw Census District Payment roll, Nos. 75, 76 and 77 respectively, and that the names of Lollie M. Hybarger (as Lollie E. Hightower), Eva L. Hybarger (as Evie Hybarger), Charlie Hybarger (as Charlie Hybarger) and Willie M. Hybarger (as Willie Hybarger) appear upon the 1890 Choctaw Census-Roll, Chickasaw District, Nos. 6200, 6205, 6206 and 6207, respectively.

It further appears from the records of the Commission that on September 9, 1896, in the case entitled "Lollie Hybarger, et al. vs. Choctaw Nation," (1896 Choctaw Citizenship Docket, case No. 1341), the applicants herein, with the exception of Ruby M. Hybarger, made original application to this Commission, under the provisions of the act of Congress approved June 10, 1896 (29 Stat., 321), for admission to citizenship in the Choctaw Nation, the applicant, James C. Hybarger, claiming his right thereto by virtue of his marriage with the said Lollie M. Hybarger (nee Boswell), and the applicants, Lollie M. Hybarger, Eva L. Hybarger, Charlie Hybarger and Willie M. Hybarger, claiming their rights thereto as citizens by blood; that on December 8, 1896, the applicant herein, James C. Hybarger, was by this Commission admitted to citizenship in the Choctaw Nation as a citizen by intermarriage.

and the applicants, Mollie L. Rybarger, nee Postwell (as Mollie Rybarger), Eva L. Rybarger (as Eva Rybarger), Charlie Rybarger and Willie L. Rybarger (as Willie Rybarger) were by this Commission admitted to citizenship in the Choctaw Nation as citizens by blood, whereupon which decision of the Commission no appeal was taken.

It further appears from the evidence in this case that the applicant herein, James C. Rybarger, was a resident in good faith of Indian Territory on June 28, 1898, and that his status as an intermarried citizen remained unchanged from the date of his said admission in 1898 up to and including September 22, 1902, and that the applicants herein, Mollie L. Rybarger, Eva L. Rybarger, Charlie Rybarger and Willie L. Rybarger were residents in good faith of Indian Territory on June 28, 1898, all applicants listed upon census-cards in the years 1898 and 1899 having been first examined as to such fact, although their testimony was not recorded in writing. The applicant, Ruby L. Rybarger, having been born subsequent to the preparation of the 1898 Choctaw census-roll, is identified by a proper birth affidavit, which is filed herewith and which is a part of the record in this case.

It is, therefore, the opinion of this Commission that Mollie L. Rybarger, Eva L. Rybarger, Charlie Rybarger, Willie L. Rybarger and Ruby L. Rybarger should be enrolled as citizens by blood of the Choctaw Nation, and that James C. Rybarger should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 18, 1898, (30 Stat., 426) and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSIONER OF THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Commissioner.

Doyle, Indian Territory.

IN RE

Application for Enrollment of


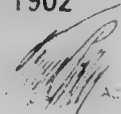
INFANT CHILD

William Ruth Hylbarger

as a citizen of

- Choctaw Nation.

Approved FEB 15 1902 190

  
Commissioner.DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.FILED  
FEB 15 1902  
ACTING CHAIRMAN.

## DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
 of Willie Ruth Hybarger, born on the 24<sup>th</sup> day of Feb, 1895.  
 (Here insert name of child.)  
 Name of Father: James C Hybarger a citizen of the Choctaw Nation.  
 Name of Mother: Mollie M Hybarger a citizen of the Choctaw Nation.  
 Post-office Pauls Valley I. T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY

District.

I, Mollie M Hybarger, on oath state that I am 20  
 years of age and a citizen, by blood of the Choctaw Nation;  
 that I am the lawful wife of James C Hybarger, who is a citizen, by  
inter marriage of the Choctaw Nation; that a female child was  
 (male or female)  
 born to me on 24<sup>th</sup> day of February, 1895; that said child has been  
 named Willie Ruth Hybarger, and is now living.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Subscribed and sworn to before me this

8<sup>th</sup>

day of

February

1902

Claude Weaver

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

District.

I, A. B. Sampson, a physician, on oath state that I  
 attended on Mrs. Mollie M Hybarger, wife of J C Hybarger  
 on the 24<sup>th</sup> day of February, 1895; that there was born to her on  
 said date a female child; that said child is now living and is said to have been  
 (male or female)  
 named Willie Ruth Hybarger.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Subscribed and sworn to before me this

6<sup>th</sup>

day of

Feb

1902

R H Mansour  
 my Comm Exp April 1<sup>st</sup> 1902  
 NOTARY PUBLIC



Department of the Interior.

Commission to the Five Civilized Tribes.

MUSKOCOE, IND. TER.



REGISTERED

MUSKOCOE, IND. TER.

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MUSKOCOE, IND. TER.

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COMMISSION TO THE FIVE CIVILIZED TRIBES

Choctaw 1619

Muskogee, Indian Territory, October 15, 1904.

James C. Hybarger,

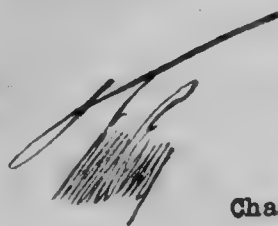
McGee, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,



Chairman.

Registered.  
Enc. 7-1619.

F. R. B.

7-1619.

COPY

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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In the matter of the application of James C. Hybarger  
for enrollment as an intermarried citizen of the Choctaw Nation.

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D E C I S I O N.

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It appears from the record in this case that James C. Hybarger claims rights as a citizen by intermarriage of the Choctaw Nation by virtue of his marriage, on September 21, 1887, with Mollie M. Hybarger (nee Goswell), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 18406 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 841), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior May 9, 1904.

It appears from the records of the Commission that on September 9, 1896, in the case entitled "Mollie Hybarger et. al. vs. Choctaw Nation," (1896 Choctaw Citizenship Docket - case number 1241), the applicant herein made original application to this Commission, under the provisions of the act of Congress approved June 10, 1896 (29 Stat., 321), for admission to citizenship in the Choctaw Nation, claiming his right thereto by virtue of his marriage with the said Mollie M. Hybarger on September 21, 1887; that on December 8, 1896 the applicant herein, James C. Hybarger, was, by this Commission, admitted to citizenship in the Choctaw Nation as a citizen by intermarriage, from which decision of the Commission no appeal was taken.

It further appears from the record in this case that the applicant was a resident in good faith of the Chickasaw Nation on June 28, 1898, and that his status as an intermarried citizen of the Choctaw Nation remained unchanged from the date

of his admission in 1896 up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that James C. Hybarger should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

*Tamm Dwyer.*

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Chairman.

*T. B. Needles.*

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Commissioner.

*C. R. Breckinridge.*

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Commissioner.

Muskogee, Indian Territory,

00T 15 1904

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Muskogee, Indian Territory, January 31, 1902.

James C. Hybarger,

McGee, Indian Territory.

Dear Sir:

It does not appear from the records of the Commission that any proof of the birth of your child, Willie R. Hybarger, has been furnished in the matter of her enrollment as a citizen of the Choctaw Nation. It is necessary that the same be supplied.

In order to assist you in this matter a blank for that purpose is inclosed you herewith. In having the same executed be careful to see that all blanks are properly filled, all names are written in full, and in the event either of the persons whose names are to be affixed to the affidavits are unable to write, and their signatures are by mark, that such signatures be attested by two disinterested parties witnesses thereto.

The notary public before whom the affidavits are acknowledged must affix his notarial jurat and seal to each separate affidavit.

This matter should receive prompt attention as the affidavits are essential in the matter of the enrollment of your child.

Yours very truly,

Rev.  
B. C.  
7-1619

Acting Chairman.

Muskogee, Indian Territory, February 24, 1902.

Weaver & Weaver,

Attorneys at Law,

Pauls Valley, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of your letter of the 13th instant, enclosing the affidavits of Mollie M. Hybarger and Dr. A. Sampson, as to the birth of Willie Ruth Hybarger, the daughter of James C. and Mollie M. Hybarger on the 24th day of February, 1895, and the same being in proper form have been accepted and filed with the records of this office as evidence of the birth of this child.

In your letter you desire to be informed if the other children of Mr. Hybarger are properly enrolled.

Replying to your inquiry you are informed that it appears from the records of this office that on May 11, 1899, Eva L., Charlie, Willie R. and Ruby M. Hybarger, the children of James C. and Mollie M. Hybarger, were listed for enrollment as citizens by blood of the Choctaw Nation.

Yours truly,

7-1619

Muskogee, Indian Territory, August 10, 1903.

A. P. Cash,

Mayesville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of August 6, asking if the Commission has approved the citizenship of Mollie M. Highbarger.

In reply to your letter you are informed that it appears from our records that Mollie M. Hybarger and her four minor children have been listed for enrollment as citizens by blood of the Choctaw Nation, but their names have not yet been placed upon the schedules of citizens by blood of said nation, prepared for forwarding to the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

Choctaw 1619

Mustogue, Indian Territory, February 10, 1904.

Mollie M. Hybarger,

McGee, Indian Territory,

Dear Madam:

You are hereby advised that under direction of the Secretary of the Interior of November 18, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations dated January 23, 1904, no further action will be taken relative to the enrollment of yourself and your minor children, Eva L., Charlie, Willie F. and Ruby M. Hybarger, as citizens by blood of the Choctaw Nation until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.



Muskogee, Indian Territory, July 18, 1903.

J. A. Tippit,

Ardmore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of July 7, asking if Jim Hybarger or the members of his family are entitled to allotments in the Choctaw or Chickasaw Nations.

In reply to your letter you are informed that it appears from our records that James C. Hybarger has been listed for enrollment as an intermarried citizen of the Choctaw Nation, but his final right to such enrollment has not yet been determined. As soon as a decision is reached in this case he will be notified of the action of the Commission.

It further appears that Mollie M. Hybarger, wife of James M. Hybarger, and their children, Eva L., Charlie, Willie R. and Ruby M. Hybarger have been listed for enrollment as citizens by blood of the Choctaw Nation, but their names have not yet been placed upon the schedules of citizens by blood of

J.A.T.----2

said Nation, prepared for forwarding to the Secretary of the  
Interior.

Respectfully,

Commissioner in Charge.

f

Choctaw 1619

Muskogee, Indian Territory, August 19, 1903.

Albert Rennie,

Attorney-at-Law,

Paul's Valley, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of August 15, asking when the names of James C. Hybarger and his family will be sent to the Secretary of the Interior.

You state that persons have written the Commission and received reply that Mr. Hybarger and his family are not enrolled, and he being in possession of some valuable lands is having considerable trouble over the possession of the same.

In reply to your letter you are informed that James C. Hybarger has been listed for enrollment as an intermarried citizen of the Choctaw Nation but his final right to such enrollment has not yet been determined. As soon as a decision is reached in this case he will be notified of the action of the Commission.

It further appears from our records that his wife, Mollie M. Hybarger and their children, Eva L., Charlie, Willie R. and Ruby M. Hybarger have been listed for enrollment as citizens by blood of the Choctaw Nation but their names have not yet been placed upon the schedule of citizens by blood of said Nation prepared for forwarding

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A R 2

to the Secretary of the Interior and it is impracticable at this time to state just when this will be done. You are informed, however, that if Mr. Hybarger will furnish a description of the lands which he desires to select for himself and his family, proper notation thereof will be made upon our records and in the event any other persons make application for the same land or any part of it, they will be notified and will be permitted to institute contest proceedings for the possession of said lands.

Respectfully,

Commissioner in Charge.

X

7-1619

Muskogee, Indian Territory, October 22, 1903.

Treadwell, Lucas & Young,  
Attorneys at Law,  
Tishomingo, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of your letter of October 14, in which you ask what disposition has been made of the case of James Hybarger and family.

In reply to your letter you are informed that the Commission has not yet passed upon the final right of James C. Hybarger to enrollment as an intermarried citizen of the Choctaw Nation, and the right of his wife, Mollie M. Hybarger, and his four minor children to enrollment as citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner in Charge.

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7-10-302  
7-1019

Muskogee, Indian Territory, October 12, 1904.

Albert Hennie,

Attorney at Law.

Pauls Valley, Indian Territory.

Dear Sir:-

Please it is hereby acknowledged of your letter of the 12th instant, requesting to be advised relative to the status of the application for enrollment of James C. Hyberger and George W. Roberts as intermarried citizens of the Choctaw Nation.

You are informed that on October 12, 1904, the Commission rendered its decision granting the application for enrollment of James C. Hyberger as an intermarried citizen of the Choctaw Nation and a copy of the decision was forwarded to you under above date.

You are further informed that the Commission has not yet passed upon the application for enrollment of George W. Roberts as an intermarried citizen of the Choctaw Nation. His case, however, is now under consideration and when a decision has been rendered therein, you and the applicant will be duly notified.

Respectfully,



Chairman.

7-1619

Muskogee, Indian Territory, August 1, 1903.

A. P. Cash,

Maysville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of July 27, asking if Mrs. Mollie M. Hybarger is enrolled as a Chickasaw or Choctaw Indian.

In reply to your letter you are informed that it appears from our records that Mollie M. Hybarger and her children, Eva L., Charlie, Willie R., and Ruby M. Hybarger have been listed for enrollment as citizens by blood of the Choctaw Nation, but their names have not yet been placed upon the schedules of such citizens, prepared for forwarding to the Secretary of the Interior.

It further appears that James C. Hybarger has been listed for enrollment as an intermarried citizen of the Choctaw Nation and his final right to such enrollment has not yet been determined.

Respectfully,

Commissioner in Charge.

Int. Chertaw 11.19

J. G. Rybarger on 32

page 177 Chertaw Roll  
Chertaw list,

be supplied,

11.

Chertaw list  
Chertaw list

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Chertaw list  
Chertaw list

Chertaw list

Chertaw list

All admitted by Dr. J. W. Cane.  
Case no 1341 (no appeal)

OK Bully

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1620

Andrew Bohanan et al

Choc



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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Record in the matter of the application for enrollment as  
a citizen by intermarriage of the Choctaw Nation of-

ROSIE D. BORAHAN, 7-1620.

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- 10 -

# Marriage License

A Bohannan

AND

Rosie D. Nix

Issued the

day of

1899

Clark County Court, Tennessee Co.

By

Deputy.

Filed the

day of

1899

Clark County Court, Tennessee Co.

By

Deputy.

Recorded in Book Page of Marriage Records

I, W. R. ... Clerk County Court ... do hereby certify that the foregoing ... are ... in book at 15 page at 233 of Marriage Records of Tennessee County ...

Given under my hand and official seal at Jonesboro, May 24th 1899  
W. R. ... Clerk County Court

L. H. Ross, Clerk County Court, Lamon, County, Tex., do hereby  
 certify that the foregoing page contains a correct copy of Marriage  
 License and return of A. Bohannon & Miss Rozina D. Fox as recorded  
 in in Book No 15 Page 233 of Marriage Records of Lamon  
 County Texas.

Given under my hand and official  
 seal at Lamon Texas May 9th A.D. 1899  
 L. H. Ross Clerk County Court



- 10

# Marriage License

A. Bohannon

AND

Rozina D. Fox

Issued this

1899

day of

at Lamon County Court, Lamon, Tex.

By

L. H. Ross

Filed this

1899

day of

at Lamon County Court, Lamon, Tex.

By

L. H. Ross

Recorded in Book 1

Page

of Marriage Records



Tranny Regularly Licensed or Ordained, Minister of the Gospel, Jewish, Rabbi, Judge District or County Court, or any Justice. Now in and for Lamar County, Texas.

**You are hereby Authorized to Solemnize the**  
**rites of MATRIMONY**

Between Mr. A Behrman  
 and Miss Rosie D. Kix  
 and make due return to the Clerk of the County Court of said  
 County within sixty days thereafter certifying your action  
 under this License.

(Seal)  
 WITNESS my official signature and seal of  
 office at my office in Paris this 22<sup>nd</sup>  
 day of Sept. A.D. 1896

By A. Solford

Deputy

H. B. Kormanough  
 Clerk County Court Lamar Co.

I, J. L. Dickson hereby certify that  
 on the — 23<sup>rd</sup> — day of September, A.D. 1896  
 I united in Marriage A Behrman and  
 Miss Rosie D. Kix — the parties above named  
 Witness my hand this 23<sup>rd</sup> day of Sept. A.D. 1896  
 J. L. Dickson  
 Justice of the Peace

Returned and filed for record the 22<sup>nd</sup> day of Sept. 1896  
 and recorded the 23<sup>rd</sup> day of September 1896

By H. A. Cunningham Deputy

W. A. Roach Clerk Court.

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
ANTHRS., I.T. DEC.4, 1902.

7-1620

In the matter of the application of Rosie D. Bohanan for enrollment as an intermarried citizen of the Choctaw Nation.

Rosie D. Bohanan being sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Rosie D. Bohanan.  
Q How old are you? A Twenty five.  
Q What is your post office address? A Grant.  
Q How long have you been a resident of the Choctaw Nation? A Nine years.  
Q Have you lived here continuously for the last nine years? A Yes sir.  
Q Never made your home anywhere else during that time? A Well, we went over in Texas to pick cotton; that's been a little over six years ago.  
Q That the last time you were outside of the Choctaw Nation? A Yes sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim  
A Andrew Bohanan.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have his rights to enrollment ever been disputed? A No sir.  
Q When were you married to Andrew Bohanan? A Its been six years ago.  
Q Where was this marriage ceremony performed? A Paris.  
Q Where were you living at that time? A My home was over here; I was over there picking cotton but we lived over here at that time.  
Q Where was your husband's home at that time? A He was here by Grant.  
Q Who married you? A I can't tell his name; it was a Notary Public.  
Q Was he a minister of the Gospel? A I don't know.  
Q Were you married under the laws of the State of Texas? A Yes sir.  
Q Were you ever married prior to your marriage to Andrew Bohanan?  
A No sir.  
Q Was he ever married before he married you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.

Henry G. Hains being sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported the above and that this is a full, true and correct transcript of his notes in same on December 4, 1902.

Subscribed and sworn to before me this 29 day of December 1902.

*Charles H. Sawyer*

Notary Public.

4  
LGD  
7-1620

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

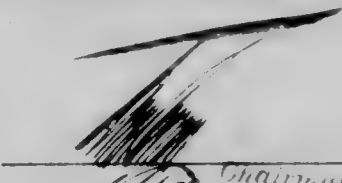
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In the matter of the application for the enrollment of  
Rosie D. Bohanan as a citizen by intermarriage of the Choctaw Nation.

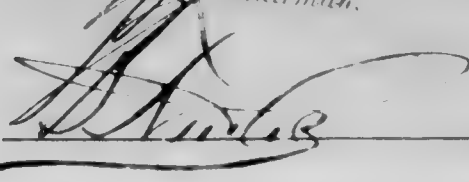
- D E C I S I O N -

It appears from the record herein that Rosie D. Bohanan, on September 23, 1896, was lawfully married to Andrew Bohanan, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4592 upon the lists prepared by this Commission, under the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Rosie D. Bohanan should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
Chairman.

  
C. R. Buck

Muskogee, Indian Territory,

APR 29 1903

Choctaw-1620

Muskogee, Indian Territory, April 29, 1903.

Rosie D. Bohanan,

Grant, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*James D. Smith*  
Chairman.

Registered.

Enc. HGH 3.



Chootaw-1620

Copy

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Chootaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Rosie D. Bohanan for enrollment as a citizen by intermarriage of the Chootaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Chootaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Chootaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,  
SIGNED

*James D. Kirby*  
Chairman.

Registered.

Enc. HQH 3a.

## IN RE

Application for Enrollment of

INFANT CHILD

*Thomas Burton Bohannon*  
as a citizen of

*Choctaw* Nation.

Approved, JUL 16 1901 190



Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

JUL 16 1901

ACTING CHAIRMAN

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
of *Thomas Burton Bohannon* born on the *27* day of *May*, 190*1*  
Here insert name of child  
Name of Father: *Andrew Bohannon* a citizen of the *Choctaw* Nation,  
Name of Mother: *Rosie D Bohannon*, a citizen of the *Choctaw* Nation,  
Post-office, *Grant T.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Central*

District.

I, *Rosie D Bohannon*, on oath state that I am *24*  
years of age and a citizen, by *Marriage*, of the *Choctaw* Nation;  
that I am the lawful wife of *Andrew Bohannon*, who is a citizen, by  
*Blood*, of the *Choctaw* Nation, that a *Male* child was  
(male or female)  
born to me on the *27* day of *May*, 190*1*, that said child has been  
named *Thomas Burton Bohannon*, and is now living.

WITNESSES TO MARK

(Must be Two)  
Witnesses*W J Oakes**Rosie D Bohannon*  
mark

Subscribed and sworn to before me this

*13*

day of

*July*190*1*.*D P Harrell*

NOTARY PUBLIC

*Grant T.*

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Central*

District.

I, *Jas D Ahels*, a *Physician*, on oath state that I  
attended on Mrs. *Rosie D Bohannon*, wife of *Andrew Bohannon*,  
on the *27* day of *May*, 190*1*, that there was born to her on  
said date a *Male* child; that said child is now living and is said to have been  
named *Thomas Burton Bohannon*.

WITNESSES TO MARK:

(Must be Two)  
Witnesses*J. D. Ahels, M.D.*

Subscribed and sworn to before me this

*13*

day of

*July*190*1*.*D P Harrell*

NOTARY PUBLIC

*Grant T.*

Muskogee, Indian Territory, July 16, 1901.

Mr. Andrew Bohanan,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Thomas Burton Bohanan, the infant son of Andrew and Rosie D. Bohanan, born May 27, 1901, and the same being in proper form has been duly filed with the records of the Commission and the child listed for enrollment as a citizen of the Choctaw nation.

Yours truly,

7-1620

Acting chairman.

1621

William H. Loring

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-----

In the matter of the application for the enrollment as a  
citizen by blood of the Choctaw Nation of . . . . .

SISSY HOLLER.....Memo.302.

7-1621

Memo. 302.

Department of the Interior,  
Commissioner to the Five Civilized Tribes.  
Muskogee, Indian Territory, February 11, 1907.

-----

In the matter of the alleged application for the enrollment of Sissy Homer as a citizen of the Choctaw Nation.

(Soper, Huckleberry & Owen, Muskogee, Indian Territory, attorneys for the applicant.)

No appearance was entered by or on behalf of the attorneys for the Choctaw and Chickasaw Nations.

-----ooOoo-----

SISSY HOMER, being first duly sworn, testified as follows:

(Testimony taken through William H. Loring, interpreter):

EXAMINATION BY THE COMMISSIONER:

- Q What is your name? A Sissy Homer.  
Q How old are you? A Why, she was born in April the 15th, 1870.  
Q What is your post office? A Soper.  
Q Do you claim to be a citizen by blood of the Choctaw Nation?  
A Yes.  
Q Have you ever made application for enrollment as a citizen by blood of the Choctaw Nation? A She says she hasn't made any herself.  
Q Has any one appeared and made application for you? A She don't know, she says, whether anybody has or not.

It does not appear from the records in the possession of this office that any formal application has ever been made for the enrollment of Sissy Homer as a citizen of the Choctaw Nation prior to December 1, 1905.

- Q Have you ever written any letters to this office about your right to enrollment as a citizen by blood of the Choctaw Nation?  
A No, she hasn't written any herself.  
Q Do you know whether any one has written any letters for you?  
A She don't know, she says.  
Q What was the name of your father? A William Loring.  
Q What was he? A Choctaw.  
Q What is the name of your mother? A Her name was Pruitt, Mary Ann Pruitt, maiden name.  
Q What was the name of your mother? A Mary A. Loring.  
Q What was she? A Cherokee.  
Q Where were you born? A Kiamitia County.  
Q Choctaw Nation? A Yes sir.

- Q When did your father die? A She was about three or four weeks old when he died; she has no knowledge of it at all.
- Q When did your mother die? A She don't know, don't remember.
- Q How old were you when she died? A She says she don't know.
- Q Do you remember her? A No, she don't remember her.
- Q Who raised you? A An old lady raised her down there about Goodland.
- Q What was her name? A She says she don't remember her name.
- Q Who were you first married to? A Davis Oklabbi.
- Q When did you marry him? A She says she don't know; she can't read and she don't know.
- Q Who married you? A Charley Vincent.
- Q Did you get a certificate? A No, didn't get any certificate.
- Q Is Davis Oklabbi living now? A He is dead.
- Q When did he die? A 1906.
- Q Did you draw the 1893 Leased District money? A Yes.
- Q Under what name? A Sissy Oklabbi.
- Q Were you living with Davis Oklabbi at that time? A Yes sir.
- Q In what county did you live when you drew that money? A Kiamitia County.
- Q Did you have any children at that time? A One.
- Q What was its name? A Lena Oklabbi.

The applicant is identified upon the 1893 Choctaw Leased District Payment Roll, opposite No. 545, identified thereon as a citizen by blood of the Choctaw Nation.

- Q Have you always lived in the Choctaw Nation? A Yes, she has lived in the Choctaw Nation.

It appears from the records in the possession of this office that on May 11, 1899, Davis Oklabbi appeared before the Commission to the Five Civilized Tribes and made application for the enrollment of himself and his two minor children, Lena and Listie Oklabbi, as citizens by blood of the Choctaw Nation, at which time the following testimony relative to the applicant was taken:

- "Q Your wife, Sissy Oklabbi, is a Cherokee woman is she?
- A Yes sir.
- Q You were married to her just after the War, were you?
- A Yes sir.
- Q You have a certificate of marriage at home, have you?
- A He says he made a mistake in making that statement. A minister by the name of Keith married them, but he never did get any certificate from him.
- Q You have been living with her as your wife all that time, have you?
- A Yes sir.
- Q She is the mother of Lena and Listie, is she?
- A Yes sir."

(Witness excused.)



WILLIAM H. LORING, being first duly sworn, testified as follows:

EXAMINATION BY THE COMMISSIONER:

- Q What is your name? A William H. Loring.  
 Q How old are you, William? A I am thirty-nine.  
 Q What is your post office? A Bennington; I am at Soper right at present, but my post office is at Bennington.  
 Q What is the name of your father? A William Loring.  
 Q What is the name of your mother? A Mary Ann Loring.  
 Q Are you related to Sissy Homer? A Yes sir.  
 Q What relation are you to Sissy Homer? A Brother.  
 Q How long has Sissy been married to Homer? A I don't know myself; I can ask her.  
 Q Well, ask her? A About five years, somewhere along there; four or five years.  
 Q Are you a full brother of Sissy Homer? A Yes sir.  
 Q Same father and same mother? A Yes sir.  
 Q What was the blood of your father? A Choctaw.  
 Q How much? A About three quarters.

The witness is identified upon Choctaw Field Card No. 1621, opposite No. 4544, approved by the Secretary of the Interior December 12, 1902.

- Q Do you remember your mother? A Yes sir.  
 Q When did she die? A In '98, December the 4th, '98.  
 Q In what nation were you born? A I was born in the Choctaw Nation.

Upon the census card containing the name of said William H. Loring, appears the information that he is the son of William Loring and Mary Loring.

- Q Why is it that no formal application has been made for the enrollment of Sissy Homer as a citizen by blood of the Choctaw Nation? A Why, I don't know; I didn't know anything about this matter being in this fix until just six or eight months ago, because I didn't live down there where they did.  
 Q She isn't a Snake, is she? A No, not a particle, but I was at Goodland in May when the Dawes Commission was there and seen Davis Oklabbi, and didn't know until then what he had testified about to the Commission. I was down there and I asked her if she had filed yet---I am guardian for her children, the Oklabbi children---and I asked her if she had filed, and she said "No", that Davis Oklabbi had placed her on the roll as a Cherokee, and then I spoke to Tom Hunter at Boswell to attend to it.  
 Q That was last year? A Yes sir. I asked him to attend to it, and he said he would, and just a few days ago I went down to Soper and taken the matter up again.  
 Q How much Choctaw blood has your sister got, the same as you? A Yes sir.  
 Q How much have you got? A Why, I have got---  
 Q You are enrolled as a half blood? A Yes sir, you might say a half.

(Witness excused.)

Memo. 302.

-4-

Lenora B. Ashton, as stenographer to the Commissioner to the Five Civilized Tribes, on oath states that she reported the testimony in the above entitled cause on the 11th day of February, 1907, and that the above and foregoing is a true and complete transcript of her stenographic notes.

*Lenora B. Ashton.*

Subscribed and sworn to before me this 12th day of February, 1907.

*Edward Morris*  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the :  
enrollment of SISSY HOMER, as a citizen : PETITION.  
of the Choctaw Nation. :

Comes now Sissy Homer, by her attorney, Guy P. Cobb, and respectfully represents: That she is a citizen of the Choctaw Nation; ~~both by blood and intermarriage.~~  
that long prior to December 15, 1902, application was made to the Commission to the Five Civilized Tribes, on behalf of your petitioner, and application was also made by your petitioner in person to said Commission, for enrollment as a citizen ~~by blood~~ <sup>and intermarriage</sup> of said Nation, as shown by the records of the Commissioner to the Five Civilized Tribes; that prior to December 1st, 1905, there was filed with the Commissioner to the Five Civilized Tribes, the application for the enrollment of Solomon Homer, the son of your petitioner, as a citizen by blood of said Nation, said application consisting of the filing with said Commissioner of a birth affidavit in the usual form; that in said birth affidavit your petitioner set forth, under oath, that she was the wife of Silan Homer, a citizen by blood of the Choctaw Nation, and that she was a citizen by blood of said Nation; that said birth affidavit was filed on behalf of your petitioner as, and was intended for, and constituted, an application for the enrollment of your petitioner as a citizen by intermarriage of said Nation.

Your petitioner further represents that no action has been taken by the Commissioner to the Five Civilized Tribes upon said application for her enrollment as a citizen by blood of said Nation, or upon her said application for enrollment as a citizen by intermarriage of said Nation.

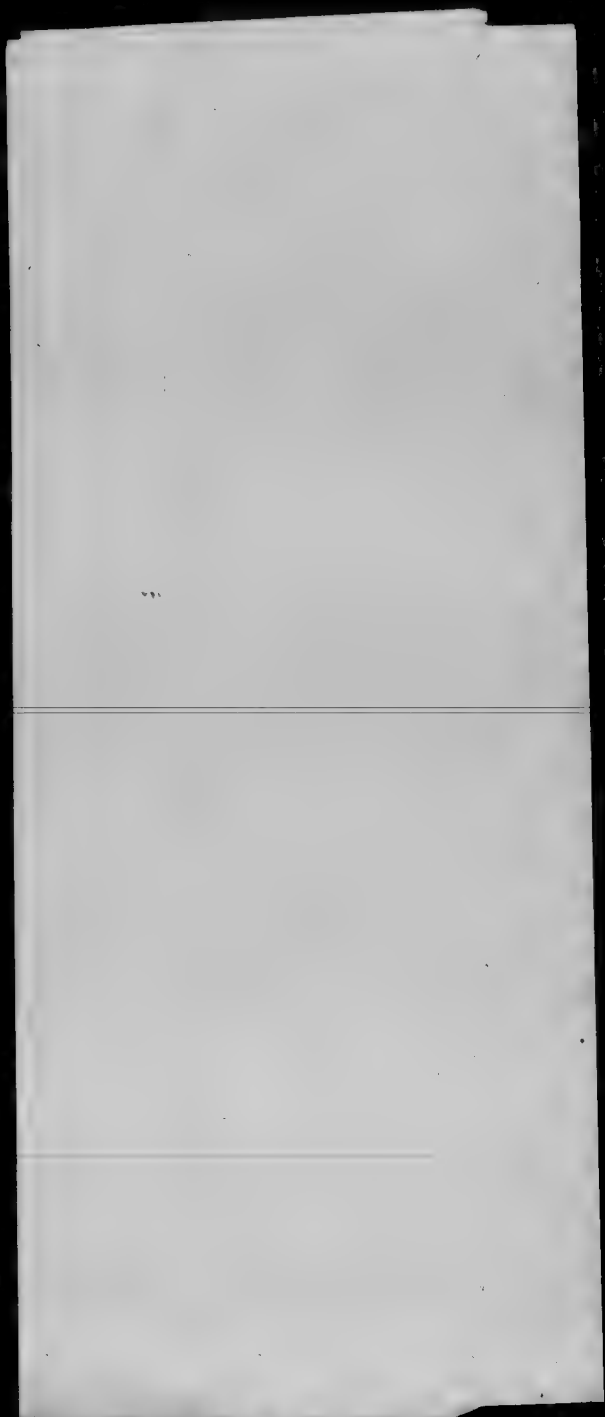
WHEREFORE, your petitioner respectfully prays that her applications for enrollment, made as aforesaid, receive consideration, and that her right to enrollment as a citizen of the Choctaw Nation be determined by said Commissioner, and if the evidence now on file in

the office of said Commissioner is not deemed sufficient to establish the right of your petitioner to such enrollment, that she be permitted to introduce further evidence thereof.

*Gray F. Allen*

---

Attorney for Petitioner.



Petitioner  
Susan Warner

Copy sent by registered mail to  
Manfred M. Muny, Clerk  
Gen. S. C. Cate

Further, the Court has concluded that it is not a jurisdiction for enrollment, and as such, is not a consideration, and that her right to enrollment as a citizen of the Choctaw Nation is determined by said Constitution, and if the evidence now on file in

THE UNIVERSITY OF CHICAGO

LIBRARY OF THE UNIVERSITY OF CHICAGO

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JUN 25 1906



DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
MUSKOGEE, INDIAN TERRITORY.

In the matter of the application of  
Sissie Homer, to be enrolled as a  
citizen by blood of the Choctaw  
Nation.  
-----

Comes now your petitioner, Sissie Homer, and shows the Honorable Commissioner to the Five Civilized Tribes, that wherefore she made application and was duly enrolled as a citizen by blood of the Choctaw Nation, at Goodland, Indian Territory under the name of Sissie Oklilibi, her husband being named Davis Oklilibi, who was a Choctaw by blood, and who is now on the rolls of the Choctaw tribe of Indians as a Choctaw by blood, and she was recorded and participated in all the rights of a citizen of the Choctaw tribe of Indians until the year 1896, when her husband when he was making application for enrollment before the Daws Commission made the statement that his wife was a Cherokee by blood, which statement was true, but your petitioner states that her mother was a member of the Cherokee tribe of Indians and her father was a member by blood of the Choctaw tribe of Indians, her father's name being William Loring, who dies about thirty years ago. Your petitioner respectfully represents that through this mistake made by here said husband, in stating that she was a Cherokee, she was dismissed from the rolls of Choctaws by blood.

Your petitioner further represents that William W. Loring of Bennington, Indian Territory, is a brother of hers, both having the same father and mother, and that he is duly enrolled as a member by blood of the Choctaw tribe of Indians, his roll number being Choctaw by blood roll No/ 4495.

Therefore your petitioner respectfully asks that she be permitted to make application before this honorable commission to be enrolled as a citizen by blood of the Choctaw tribe of Indians, and to present proof of her right to such enrollment.

Jim Falsom  
Billy Jackson,

Lucy  
Lissel X Homer  
mark

Subscribed and sworn to before me on this 21<sup>st</sup> day of June, A. D. 1906.

Phillips  
Notary Public.

Amos Warner  
Salem

Com to the Free Colored People

Massachusetts

and for



7-1603

Muskogee, Indian Territory, August 4, 1906.

Sissie Homer,

Nowata, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of petition filed by you for your enrollment as a citizen by blood of the Choctaw Nation.

You are advised that it does not appear from the records of this office that application has been made by or on behalf of Sissie Homer for enrollment as a citizen by blood of the Choctaw Nation.

In this connection your attention is invited to the Act of Congress approved April 26, 1906 (Public No. 129), which provides, in part, as follows:-

"That after the approval of this Act no person shall be enrolled as a citizen or freedman of the Choctaw, Chickasaw, Cherokee, Creek, or Seminole tribes of Indians in the Indian Territory, except as herein otherwise provided, unless application for enrollment was made prior to December first, nineteen hundred and five, and the records in charge of the Commissioner to the Five Civilized Tribes shall be conclusive evidence as to the fact of such application; and no motion to reopen or reconsider any citizenship case, in any of said tribes, shall be entertained unless filed with the Commissioner to the Five Civilized Tribes within sixty days after the date of the order or decision sought to be reconsidered except as to decisions made prior to the passage of this Act, in which cases such motion shall be made within sixty days after the passage of this Act: Provided, That the Secretary of the Interior may enroll persons whose names appear upon any of the tribal rolls and for whom the records in charge of the Commissioner to the Five Civilized

S.H.

(3)

Tribes show application was made prior to December first, nineteen hundred and five and which was not allowed solely because not made within the time prescribed by law."

Seemingly, the provision of law above quoted is determinate as to your alleged claim to enrollment as a citizen by blood of the Choctaw Nation. If, however, you still desire to appear before the Commissioner at his office in Muskogee, Indian Territory, you may do so on any date within a reasonable time, when sufficient testimony will be taken for the purpose of establishing whether any application of any character was made for your enrollment as a citizen by blood of the Choctaw Nation within the time provided by law.

Respectfully,

Commissioner.

7-1603

Waskogen, Indian Territory, August 4, 1906.

Guy P. Cobb,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of petition filed by you for the enrollment of Sissy Hoxer as a citizen of the Choctaw Nation.

You are advised that it does not appear from the records of this office that application has been made by or on behalf of Sissy Hoxer for enrollment as a citizen of the Choctaw Nation.

In this connection your attention is invited to the Act of Congress approved April 26, 1906 (Public No. 129), which provides, in part, as follows:-

"That after the approval of this Act no person shall be enrolled as a citizen of freedmen of the Choctaw, Chickasaw, Cherokee, Creek, or Seminole tribes of Indians in the Indian Territory, except as herein otherwise provided, unless application for enrollment was made prior to December first, nineteen hundred and five, and the records in charge of the Commissioner to the Five Civilized Tribes shall be conclusive evidence as to the fact of such application; and no motion to reopen or reconsider any citizenship case, in any of said tribes, shall be entertained unless filed with the Commissioner to the Five Civilized Tribes within sixty days after the date of the order or decision sought to be reconsidered except as to decisions made prior to the passage of this Act, in which cases such motion shall be made within sixty days after the passage of this Act: Provided, That The Secretary of the Interior may enroll persons whose names

G.P.C.

(2)

appear upon any of the tribal rolls and for whom the records in charge of the Commissioner to the Five Civilized Tribes show application was made prior to December first, nineteen hundred and five and which was not allowed solely because not made within the time prescribed by law."

Seemingly, the provision of law above quoted is determinate as to the alleged claim of Sissy Homer to enrollment as a citizen of the Choctaw Nation. If, however, she still desires to appear before the Commissioner at his office in Muskogee, Indian Territory, she may do so on any date within a reasonable time, when sufficient testimony will be taken for the purpose of establishing whether any application of any character was made for her enrollment as a citizen of the Choctaw Nation within the time provided by law.

Respectfully,

Commissioner.



Memo. 307.

O.L.J.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Sing Homer as citizen of the Cherokee Nation.

-----

It appears from the record in this case on February 11, 1901, that Sing Homer, a citizen of the Five Civilized Tribes, and presented testimony relating to his application for enrollment as citizen of the Cherokee Nation in the time limited by the provisions of the Act of Congress of April 12, 1900 (31 Stat., 137).

It does not appear from the record in the application of this case that any formal application was ever made for enrollment as a citizen of the Cherokee Nation prior to December 1, 1900. It is shown, however, from the record in this case, that on May 21, 1900, David O. Smith, of the Five Civilized Tribes, presented this case to the Commissioner for enrollment as a citizen of the Cherokee Nation, and that the same was referred to the Commissioner for his consideration.

- "Q Yes, sir, Sing O. Smith, is a Cherokee citizen?  
A Yes, sir.  
Q Yes, sir, is he a citizen of the Cherokee Nation?  
A Yes, sir.  
Q Yes, sir, is he a citizen of the Cherokee Nation?  
A Yes, sir, is he a citizen of the Cherokee Nation?  
A Yes, sir, is he a citizen of the Cherokee Nation?  
Q Yes, sir, is he a citizen of the Cherokee Nation?  
A Yes, sir.  
Q Yes, sir, is he a citizen of the Cherokee Nation?  
A Yes, sir."

In the case of Sing Homer, the Commissioner has no objection to his enrollment as a citizen of the Cherokee Nation. The Cherokee Nation is within the time limited by the provisions of Section One of the Act of Congress approved April 12, 1900 (31 Stat., 137), and the same should not be referred to the Commissioner, and it is so ordered.

Memo. 307, Interior Territory,

Commissioner.

Memo. 80.

O.L.J.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for enrollment of  
Sissy Homer as a citizen of the Choctaw Nation.

D E C I S I O N.

It appears from the records of the Choctaw Nation that Sissy Homer is a citizen of the Choctaw Nation within the limits of the provisions of  
Section 10 of the Act of Congress approved April 22, 1904 (38  
Stats., 137).

It further appears from the records of the Choctaw Nation that Sissy Homer is a citizen of the Choctaw Nation within the limits of the provisions of  
Section 10 of the Act of Congress approved April 22, 1904 (38  
Stats., 137).

Upon the application of Sissy Homer to the Choctaw Nation in the exercise of this office, it is determined that the applicant is entitled to the Choctaw Nation. District Patent Roll, certificate No. 244, is hereby issued. Kinship to the Choctaw Nation is hereby established.

It is, therefore, the opinion of the Commissioner that Sissy Homer should be enrolled as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved June 12, 1891 (30 Stats., 436), and July 1, 1904 (38 Stats., 137), and it is so ordered.

Commissioner.

Marked as, Indian Territory,

FEB 2 1907

Memo. 302

COPY

Muskogee, Indian Territory, February 27, 1907.

Sissy Homer,

Soper, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 20, 1907, granting the application for your enrollment as a citizen by blood of the Choctaw Nation.

You are further advised that your name granted in said decision has been placed upon a schedule of Citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

SIGNED *Wm. B. Bixby*

Commissioner.

Registered.  
Incl. Memo. 302

Memo. 302

COB

Muskogee, Indian Territory, February 27, 1907.

Guy P. Cobb,

Attorney at law.

Ardmore, Indian Territory.

Dear Sir:

You are hereby notified that the Commissioner to the Five Civilized Tribes on February 20, 1907, rendered his decision granting the application for the enrollment of Sissy Homer as a citizen by blood of the Choctaw Nation.

You are further advised that the name of Sissy Homer granted in said decision has been placed upon a schedule of citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

*Jame Dixby*

Registered.

Commissioner.

Memo. 302

COPY

Muskogee, Indian Territory, February 27, 1907.

Soper, Huckleberry & Owen,  
Attorneys at law.

Muskogee, Indian Territory.

Gentlemen:

You are hereby notified that the Commissioner to the Five Civilized Tribes on February 20, 1907, rendered his decision granting the application for the enrollment of Sissy Homer as a citizen by blood of the Choctaw Nation.

You are further advised that the name of Sissy Homer granted in said decision has been placed upon a schedule of citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

SIGNED *Tams Dixby*

Commissioner.

Registered.

Memo. 302

COF  
Muskogee, Indian Territory, February 27, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 20, 1907, granting the application for the enrollment of Sissy Homer as a citizen by blood of the Choctaw Nation.

You are further advised that the name of Sissy Homer granted in said decision has been placed upon a schedule of citizens by blood of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval. You will be notified of Departmental action thereon.

Respectfully,

SIGNED

Commissioner.

Registered.  
Incl. Memo. 302

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of William H. Lorin  
as a Choctaw by blood; being sworn by Commissioner McKennon, he  
testifies as follows:

Q Your name is William H. Lorin? A Yes sir.

Q You are thirty-one years of age? A Yes sir.

Q Your father you say was a Choctaw? A Yes sir.

Q Your mother was a Cherokee? A Yes sir.

Q Did she live in the Cherokee Nation at any time since you  
can remember?

A I don't know sir, I couldn't tell that.

Q I say since you can remember has she lived in the Cherokee  
Nation? A I don't think she has; she left this country in  
'70.

Q Is your father living or dead? A Dead.

Q When did he die? A He died when I was nine year old.

Q Was your mother living at that time? A Yes sir.

Q In the Choctaw nation? A Yes sir. In this county.

Q Had she been living with him as long as you remembered her?

A Yes sir.

Q Up to that time? A Yes sir.

Q How long after his death did she live here? A Three years

Q Then she went back to the Cherokee Nation? A Yes sir.

Q How old were you at that time? A I must have been between  
11 and 12 year old I reckon.

Q What became of you?

A My grand-father wouldn't hear to us going with her at all,

(William H. Loring, #2)

and he kept us with him. My sister and my brother.

Q What was your brother's name? A Impson Loring, and my sister was named Sissy Loring.

Q Then your grandfather kept you here? A Yes sir, and I have always lived here with the exception of what time I went to Fort Smith; I staid in a store there and was interpreter part of the time in the court at Fort Smith.

Q Have you ever been enroll'd in the Cherokee Nation?

A No sir, I never was, not even known there.

Q You never have been there to live? A No sir, no more than a week or maybe forty-eight hours, something likethat.

Q Have you always been recognized as a Choctaw ~~xxxxxxxi~~ here?

A Yessir, I have never been recognized as anything else; I was allowed all the privileges all right.

Q (Capt. Maytubby) Who was your father?

A William Loring.

Q Sampson Loring's son? A Yes sir.

Q Who was your mother? A Her name was Runnels before she married.

Q Where did you live in your father's lifetime?

A Here somewheres near old Goodland.

Q What family of people are you from of Cherokees?

A Runnels I suppose; that is my mother's father's folks ~~name~~ name; I don't know anything about any of them only what I have heard.

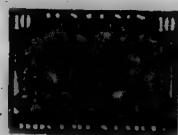
Q And you have been here all the time? A Yessir. I have always remained in this country.

Q (Capt. Mc K) Where was you born? A Somewheres near old Goodland here.

I hereby certify that the foregoing is a true and correct copy of the deposition of the above named witness.

W. D. Green





No. 569

Enc Y 8

# Certificate of Record of Marriages.

UNITED STATES OF AMERICA. }  
THE INDIAN TERRITORY. } SCT.  
CENTRAL DISTRICT

I, E. J. FANNIN, Clerk of the United States Court in the Indian Territory and District aforesaid, do hereby CERTIFY that the License for and Certificate of the Marriage of

Mr. *W. J. Loring* and

Mrs. *Anna L. Loring*

was filed in my office in said Territory and District the *26* day of *Oct* A. D. *1899* and duly recorded in Book *1* of Marriage Record, Page *280*

WITNESS my hand and seal of said Court, at *Atoka* this *26* day of *Oct* A. D. *1899*

E. J. FANNIN, Clerk  
By *S. A. Webb* Deputy

# MARRIAGE LICENSE.

No. 

UNITED STATES OF AMERICA,  
THE INDIAN TERRITORY,  
CENTRAL DISTRICT. } SS.

To Any Person Authorized by Law to Solemnize Marriage—Greeting:

*You are hereby commanded to solemnize the Rite and publish the BANS OF MATRIMONY between*  
*Mrs. M. H. Poring*  
*of Bennington in the Indian Territory, aged 30*  
*years, and Miss Sallie Gerret*  
*of Bennington in the Indian Territory, aged 28*  
*years, according to law, and do you officially sign and return this*  
*License to the parties therein named.*

.....  
WITNESS My hand and official seal, this 2 day of Oct A. D. 1899

*D. A. Robb*

Deputy

*C. J. Garrison*

Clerk of the United States Court

## CERTIFICATE OF MARRIAGE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
CENTRAL DISTRICT. } SS.

*I, B. M. Hulb. man,*  
*a Minister of the Gospel*  
do hereby CERTIFY, that on the 8<sup>th</sup> day of Oct A. D. 1899  
I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and  
publish the BANS OF MATRIMONY between the parties therein named.

Witness my hand this 8<sup>th</sup> day of Oct A. D. 1899

My credentials are recorded in the office of the Clerk of the United States Court in the  
Indian Territory, Central District, Book 13, Page 114

*B. M. Hulb. man*

*a Minister of the Gospel*

NOTE - This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court of the Indian Territory,  
from whence it was issued within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One  
Hundred Dollars (\$100.00)

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

MAY 9 1904

CHAIRMAN

DEPARTMENT OF THE INTERIOR,

Commission to the Five Civilized Tribes.

In the matter of the enrollment  
of Naomi Loring.

W. H. Loring being first duly sworn deposes and says that he is 36 years old, a citizen by blood of the Choctaw Nation, Indian Territory, and residing at Bennington, Indian Territory; that he is duly enrolled as a citizen by blood of the Choctaw Nation; that Naomi Loring, his minor daughter, was living on the 25th day of September, 1902, and entitled to be enrolled as a citizen by blood of the Choctaw Nation, Indian Territory; that I am her father, and Sallie Loring is the mother, and that we are and have been living in lawful wedlock as man and wife; that Naomi Loring is the issue of said marriage.

Wherefore, W. H. Loring prays that the name of Naomi Loring be placed upon the rolls as a citizen by blood of the Choctaw Nation, Indian Territory, and for such other and further relief as justice and good conscience may require.

W. H. Loring

Subscribed in my presence and sworn to before me this 31 day  
of May, 1904.

E. Newman

Notary public.

J. M. Humphreys  
Counsel

7-20-1901.  
C.H.J.

TO THE COMMISSIONER OF THE BUREAU OF INDIAN AFFAIRS,  
WASHINGTON, D.C.

In the matter of the application for the enrollment of  
Julie Leroy as a citizen of the Choctaw Nation.

DEAR SIR:

It appears from the record herein that on June 17, 1901,  
Julie Leroy was placed in charge of the Choctaw Nation by the Civilized  
Tribes of the State, Indian Territory, and was a citizen of the Choctaw  
Nation as evidenced by the record of the Choctaw Nation.

Further, a certificate of birth was filed on August  
1, 1901, the applicant, Julie Leroy, was lawfully married to William  
H. Leroy, a Choctaw and a citizen of the Choctaw Nation, whose name appears as such on a list prepared by the  
Commissioner of the Choctaw Nation under the provisions of the  
Act of Congress approved July 1, 1901 (30 Stats., 491), of persons  
qualified to enroll in the Choctaw Nation, and was a citizen of the Choctaw Nation,  
and was proved by the Secretary of the Interior December 11, 1901; and  
at the time of said application the persons above mentioned were resi-  
dents in the Choctaw Nation, and they lived to-  
gether and in harmony in the Choctaw Nation until the time  
of the application.

Therefore, the Commission of the Choctaw Nation should  
be enrolled as a citizen of the Choctaw Nation under  
the provisions of the Act of Congress approved June 1, 1901 (30  
Stats., 491), and July 1, 1901 (30 Stats., 491), and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

\_\_\_\_\_  
C.H.J.

7-16-1.  
INDEXED

20

IN RE

Enc Y 25

Application for Enrollment of

INFANT CHILD

*Naomi Loring*  
as a citizen of

*Choctaw*

Nation.

Approved

DEC 18 1902

190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE CIVILIZED TRIBES

FILED

DEC 18 1902

*[Signature]*  
ACTING CHAIRMAN.

CHOCTAW:

7-1621

## DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
 of Naomi Loring, born on the 2<sup>nd</sup> day of April, 1902.  
 (Here insert name of child.)  
 Name of Father: Wm H. Loring, a citizen of the Choctaw Nation.  
 Name of Mother: Sallie Loring, a citizen of the United States Nation.  
 Post-office Bennington, S. D.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, |

Central INDIAN TERRITORY, |

District. |

I, Sallie Loring, on oath state that I am 29  
 years of age and a citizen, by marriage, of the Choctaw Nation;  
 that I am the lawful wife of Wm H. Loring, who is a citizen, by  
 birth, of the Choctaw Nation; that a female child was  
 born to me on Second day of April, 1902, that said child has been  
 named Naomi Loring, and is now living.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Subscribed and sworn to before me this

14<sup>th</sup> day of

June

1902

C. C. McBlair

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, |

Central INDIAN TERRITORY, |

District. |

I, B. C. Rutherford, a Physician, on oath state that I  
 attended on Mrs. Sallie Loring, wife of Wm H. Loring,  
 on the 2<sup>nd</sup> day of April, 1902, that there was born to her on  
 said date a female child; that said child is now living and is said to have been  
 named Naomi Loring.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Subscribed and sworn to before me this

14<sup>th</sup> day of

June

1902

C. C. McBlair

NOTARY PUBLIC

Choctaw 1621

Muskogee, Indian Territory, June 18, 1902.

William W. Loring,

Bennington, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Naomi Loring, the infant daughter of William W. and Sallie Loring, born April 2, 1902, and the same is returned to you herewith.

It is stated in the affidavit of the mother that her name is Sallie Loring, and that she is a citizen by marriage of the Choctaw Nation.

You are advised that it does not appear from our records that any person by the name of Sallie Loring has ever been listed for enrollment by this Commission as a citizen by intermarriage of the Choctaw Nation or that any application has ever been made for such enrollment.

If Sallie Loring is a non citizen of the Choctaw Nation to whom you have been married, you are requested to forward either the original or certified copy of your marriage license and certificate to her.

Upon receipt of the evidence of marriage requested above and the return of the application for enrollment of Naomi Loring,



WHL 2

the matter will be given further attention.

Yours truly,

Commissioner in Charge.

Enc Y 25

Choctaw 1621

Muskogee, Indian Territory, Jul. 7, 1902.

W. H. Loring,

Bennington, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter without date, enclosing marriage license and certificate between W. H. Loring and Mrs. Sallie Terrel, and requesting that your wife be enrolled.

The evidence of marriage enclosed in your letter is returned herewith for the reason that the rules and regulations of the Commission and of the Secretary of the Interior require that applicants for enrollment as intermarried citizens of the Choctaw Nation must make personal application to the Commission.

If you are now married to a non citizen of the Choctaw Nation who desires to make application for enrollment as an intermarried citizen of the Choctaw Nation, she will be heard upon her personal appearance before the Commission at its office at Muskogee, Indian Territory for the purpose of examination under oath, at any time prior to the date to be fixed or agreed upon terminating the time within which the Commission can receive applications of this character. In view of the probability of some such date being early fixed or agreed upon, it is advisable if your wife anticipates

W H L 2

making application, that she do so as early as practicable.

You are advised that on January 17, 1901, Lulie Loring, 45 years of age of Krebs, Indian Territory, made application to this Commission for enrollment as a citizen by intermarriage of the Choctaw Nation claiming her right to such enrollment by reason of her marriage to William H. Loring. At the time of her application, she stated that she and William H. Loring were separated but that they were not divorced. If you have been divorced from Lulie Loring, you are requested to forward evidence of such divorce to this Commission as early as practicable.

Yours truly,

Commissioner in Charge.

The Y-8

Muskogee, Indian Territory. December 18, 1902.

W.H. Loring.

Bennington, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Naomi Loring, infant daughter of William H. and Sallie Loring, born April 2, 1902; and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Commissioner in Charge.

7-1621.

Muskogee, Indian Territory, February 3, 1903.

William H. Loring,

Bennington, Indian Territory.

Dear Sir:

It appears from our records that on December 18, 1902, there was received at this office the application for enrollment as a citizen of the Choctaw Nation of Naomi Loring, infant daughter of William H. and Sallie Loring, born April 2, 1902.

You are advised that the mother being a non-citizen, before the enrollment of your child can receive further consideration it will be necessary for you to furnish the Commission with either the original marriage license and certificate, or certified copy thereof, between yourself and the mother of the child.

This matter must receive prompt attention.

Respectfully,

Acting Chairman.

Choctaw 1621  
Choctaw D609

Wuchee, Indian Territory, October 24, 1903.

Commissioner in Charge,

Choctaw Land Office,

Atoka, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of the nineteenth instant referring to Choctaw Enrollment card field number 1621 wherein appears the name of William E. Loring, approved roll of citizens by blood of the Choctaw Nation 4894, said card bears the following notation: "No. 1 is the husband of Lillie Loring of Choctaw card #D 609."

In your letter of the nineteenth instant you advise that on that date Mr. Loring appeared before your office and made selection of land for allotment for himself and at that time testified that he was the husband of one Sallie Loring; that his wife had never made personal application to the Commission for enrollment as a citizen by intermarriage of the Choctaw Nation, and that he was never married to any person in the name of Lillie Loring, and that consequently the above notation is in error. You request to be advised in reference to this matter.

Choctaw L O 2

In reply to your letter you are advised that on July 7, 1902, in reply to a letter of William V. Loring, of Pennington, Indian Territory, with which was inclosed his marriage license and certificate to Mrs. Sallie Terrel, and requesting that she be enrolled as a citizen by intermarriage of the Choctaw nation, he was advised, with the return of his marriage license and certificate, that if Sallie Loring desired to be enrolled as a citizen by intermarriage of the Choctaw nation it would be necessary for her to make personal appearance before the Commissioner of Indian Affairs, Indian Territory, and that in view of the fact that the only date being fixed or agreed upon for the enrollment of the Choctaw and Chickasaw nation, the enrollment of Sallie Loring could be accomplished.

After attending to this matter, we advised the said Sallie Loring for enrollment as a citizen by intermarriage of the Choctaw Nation, but on December 18, 1902, we received an application for the enrollment of their minor child, Naomi Loring as a citizen of the Choctaw Nation. On February 2, 1903, William V. Loring was advised of the reception of the application for the enrollment of Naomi Loring, but that it would be necessary for him to furnish the Commission with either the original or a certified copy of the marriage license and certificate between himself and the mother of the child. To this letter we have received no response and consequently the matter of the final enrollment of Naomi Loring has not as yet been disposed of.

Choctaw I. O 3

We have further to advise that at the office of the Commissioner at Muskogee, Indian Territory, on January 17, 1901, Lullie Loring, forty five years of age, whose post office was Krebs, Indian Territory, made application for enrollment as a citizen by intermarriage of the Choctaw nation, claiming that she was married to William H. Loring on August 7, 1887 in Shelbyville County, Choctaw Nation, by one Burton Shipley. The applicant was unable to produce any documentary evidence of her marriage to William H. Loring, but has filed several affidavits of persons who knew their ex husband and wife.

She alleged that she lived with Loring about eleven years or up until 1896 when Loring deserted her. At the time of her application January 17, 1901, the William H. Loring card is alleged to have been married, and exclusively it listed as the William H. Loring appearing upon Choctaw roll card number 1681. Therefore the notation appearing upon such card that Number 1 is the husband of Lullie Loring, on Choctaw card D609 is correct and should so remain.

It will probably develop upon a further examination of William H. Loring that he was married to or did live with Lullie Loring whose maiden name was Lullie Shinn up to the time of the alleged desertion and separation in 1896 and that he afterwards married his present wife, Sallie Loring.

Respectfully,

Commissioner in Charge.



7-1621

Muskogee, Indian Territory, November 25, 1903.

W. H. Loring,  
Bennington, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your affidavit and that of Carrie Smith relative to the death of your daughter, Naomi Loring, a citizen by blood of the Choctaw Nation, which occurred July 10, 1903; and the same being in proper form have been duly filed with the records of the Commission as evidence of death of the above named person.

Respectfully,

Chairman.

Choctaw 1621

Muskogee, Indian Territory, December 28, 1903.

W. H. Loring,

Bennington, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of December 22, in which you ask if your child, Nioma Loring, has been enrolled.

In reply to your letter you are informed that your child, Naomi Loring, has been listed for enrollment as a citizen by blood of the Choctaw Nation, but her name has not yet been placed upon the schedules of citizens by blood of said nation prepared for forwarding to the Secretary of the Interior.

Respectfully,

Chairman.

7-1621.

Muskogee, Indian Territory, January 4, 1904.

William Loring,

Bennington, Indian Territory.

Dear Sir:

In the matter of the application for the enrollment of your daughter, Naomi Loring, as a citizen by blood of the Choctaw Nation, it will be necessary for you to furnish the Commission with evidence of your marriage to Sallie Loring, the mother of said child.

Said evidence of marriage may consist either of your original marriage license and certificate or a certified copy thereof or the affidavits of two disinterested parties, eye-witnesses to the marriage.

This matter should have your immediate attention.

Respectfully,

Chairman.

Choctaw 1041

Wetumpka, Indian Territory, March 8, 1904.

W. H. Lerier,

Birmingham, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of March 4, stating that your papers have been with the Commission a year or so and you have been waiting to hear something concerning them.

You are advised that you do not describe the papers to which you refer, and it is, therefore, impracticable to ascertain just what is meant. You are informed, however, that you have been enrolled as a citizen by blood of the Choctaw Nation and your enrollment as such has been approved by the Secretary of the Interior. The name of your daughter, Naomi Lerier will be placed upon the next schedule of citizens by blood of the Choctaw Nation prepared for forwarding to the Secretary of the Interior.

Respectfully,

Commissioner in charge.

Choctaw 1611

Muskogee, Indian Territory, March 17, 1904.

W. H. Loring,

Bennington, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 14, asking the status of the enrollment of Naomi Loring, and in reply you are advised that Naomi Loring has been listed for enrollment as a citizen of the Choctaw nation, and her name will be placed upon the next schedule of citizens by blood of the Choctaw Nation prepared for forwarding to the secretary of the Interior.

Respectfully,

Commissioner in charge.

7-1621

Muskogee, Indian Territory, May 9, 1904.

J. M. Humphreys,

Attorney at Law,

Atoka, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 3rd inst., enclosing the affidavit of W H. Loring, stating that his daughter, Naomi Loring, was living on the 25th day of September, 1902, and the same has been duly filed with the records of the Commission in the matter of the enrollment of Naomi Loring, as a citizen by blood of the Choctaw Nation.

Respectfully,

Chairman.

~~7-1583~~

Muskogee, Indian Territory, October 11, 1906.

Sissie Homer,

Care of J. S. Goff,

Soper, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of September 19 stating that you are financially unable to appear at Muskogee for the purpose of introducing testimony in your case and asking that some person be sent to Soper for the purpose of hearing the same.

In reply you are advised that it does not appear from the records of this office that application has been made by you or on your behalf for enrollment as a citizen of the Choctaw Nation and in cases where persons desire to submit testimony to show that an application was made for their enrollment within the time provided by the act of Congress approved April 26, 1906, it is necessary that such persons appear at the General Office at Muskogee, Indian Territory, for the purpose of introducing such testimony in order that all the records may be examined at that time.

Respectfully,

MH

Commissioner.

Choc

1622

Sam Robinson et al

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IN RE

Application for Enrollment of

INFANT CHILD

*Julius Robinson*  
as a citizen of the*Shoshone* Nation.

Approved DEC 21 1902

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE CIVILIZED TRIBES.

FILED

DEC 21 1902

*[Signature]*  
ACTING CHAIRMAN*[Signature]*

## DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,  
 of James Robinson, born on the 16 day of May, 1901  
 (Here insert name of child.)  
 Name of Father: Sam Robinson, a citizen of the Choctaw Nation.  
 Name of Mother: Mary Robinson, a citizen of the Choctaw Nation.  
 Post-Office: Grant, T.T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )  
 INDIAN TERRITORY, )Central District. }

I, Mary Robinson, on oath state that I am 23  
 years of age and a citizen, by Blood, of the Choctaw Nation;  
 that I am the lawful wife of Sam Robinson, who is a citizen, by  
Blood, of the Choctaw Nation, that a Male child was  
 (Male or female.)  
 born to me on the 16 day of May, 1901; that said child has been  
 named James Robinson and is now living.

Mary Robinson

WITNESSES TO MARK

(Must be Two  
Witnesses.) }Subscribed and sworn to before me this 20 day of Dec, 1902.J. P. Howard

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY, )

Central District. }

I, Jane Skilton, a Midwife, on oath state that I  
 attended on Mrs. Mary Robinson, wife of Sam Robinson,  
 on the 16 day of May, 1901; that there was born to her on said  
 date a Male child; that said child is now living and is said to have been  
 (Male or female.)  
 named James Robinson.

WITNESSES TO MARK

(Must be Two  
Witnesses.) }Subscribed and sworn to before me this 20 day of Dec, 1902.J. P. Howard

Notary Public.

7-1682.

Muskogee, Indian Territory, December 29, 1902.

Sam Robinson,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Julius Robinson, infant son of Sam and Mary Robinson, born May 16, 1901; and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

1623

Ellis

Choate

et al

Choc

EMPTY

1624

Benson Thomas et al

Choc

IN RE

Application for Enrollment of

INFANT CHILD.

*Minnie Jones*

As a citizen of the

*Choctaw*

Nation.

Approved

*May 11*

1899.

*[Signature]*

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

*May 11 1899*

*[Signature]*  
COMMISSIONER

1624

Department of the Interior,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of Minnie Thomas, born on the 21 day of August, 1899.  
Name of father: Benson Thomas, a citizen of the Chickasaw Nation.  
Name of mother: Billie Thomas, a citizen of the Chickasaw Nation.  
Post Office: Goodland, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Chickasaw District.

I, Benson Thomas, on oath, state that I am 25 years of age and a  
citizen, by Good, of the Chickasaw Nation; that I am the  
lawful wife of Billie Thomas who is a citizen, by Good, of the  
Chickasaw Nation; that a child was born to me on the 21 day  
of August, 1899; that said child has been named Minnie Thomas  
and is now living.

Subscribed and sworn to before me this 11 day of May, 1899.

A. S. McNamee  
Commissioner Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Chickasaw District.

I, Wilson Thomas, a Physician, on oath, state that I  
attended on Mrs. Billie Thomas, wife of Benson Thomas  
on the 21 day of August, 1899; that there was born to her on said date a female child;  
that said child is now living and is said to have been named Minnie Thomas.

Subscribed and sworn to before me this 11 day of May, 1899.

A. S. McNamee  
Commissioner Notary Public.

Muskogee, Indian Territory, December 23, 1902.

A. E. Severance,

Durant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 2, in which you ask information concerning the enrollment of a full blood Choctaw boy in your employ. You state that he has a half-brother under the name of Benson Thomas, now living near Hugo, and has a half-sister enrolled as Winnie Cooper, Eagle County; that he was enrolled about three years ago under the name of Leo Tushka, although he is known by the name of Davis Thomas. And you ask what steps are necessary to take in the matter if he has not already been enrolled.

In reply to your letter you are advised that it does not appear from our records that any person by the name of Davis Thomas or Leo Tushka has been listed for enrollment as a citizen of the Choctaw Nation, nor does it appear that Winnie Cooper has been listed for enrollment as a citizen of the Choctaw



A.L.3.-----2

Nation under this name. You are advised, however, that Benson Thomas, son of Johnson and Nancy Onabby, has been enrolled by this Commission as a citizen of the Choctaw Nation, and his enrollment was approved by the Secretary of the Interior on December 12, 1902.

You are further advised that the name of Jackson Tushka, fourteen years old, appears on the 1896 Census roll of the Choctaw Nation, Jackson County, but that no application has been made for his enrollment to this Commission. It is thought this may be the boy to whom you refer. If it is desired to make application for his enrollment as a citizen of the Choctaw Nation he should appear before the Commission at South McAlester, Indian Territory, at some time during December 20 to December 24 inclusive, for the purpose of examination under oath, at which time proper record will be made of his case.

Respectfully,

Acting Chairman.

1625

Joseph Cole

Choc

Choctaw 1625

Muskogee, Indian Territory, October 30, 1903.

Commissioner in charge,

Chickasaw Land office,

Tishomingo, Indian Territory,

Dear Sir:

You are hereby notified that the following notation has  
this day been placed upon Choctaw roll card field number 1625:

"No. 1 is the husband of Selina Cole on Choctaw card #4247."

This information is furnished in order that you may make  
corresponding notation upon the duplicate card in the possession of  
the Chickasaw Land Office.

Respectfully,

Commissioner in Charge.

Choctaw 1625

Okemogee, Indian Territory, October 30, 1903.

Commissioner in Charge,

Choctaw Land Office,

Atoka, Indian Territory,

Dear Sir:

You are hereby notified that the following notation has  
this day been placed upon Choctaw roll card field number 1625:

~~"No. 1 is the husband of Seline Cole on Choctaw card #4247"~~

This information is furnished in order that you may make  
corresponding notation upon the duplicate card in the possession of  
the Choctaw Land Office.

Respectfully,

Commissioner in Charge.

1626

Steward Price et al

Choc<sup>2</sup>

EMPTY

1627

James

Sunny

Choc

7-1627

Muskogee, Indian Territory, March 5, 1906.

James Sunny,

Bennington, Indian Territory.

Dear Sir:

Your letter of February 22, 1906, addressed to the United States Indian Agent has been by him referred to this office for consideration and appropriate action. Therein you state that you had Mr. R. E. Rowels of Hugo, Indian Territory, make application for the enrollment of your wife Fannie Sunny over a year ago and made all the proof required and you desire to know why she has not been enrolled.

In reply to your letter you are advised that if you will state when you were married to Fannie Sunny and whether she claims the right to enrollment as a citizen by blood or intermarriage of the Choctaw Nation, the matter of your inquiry will receive further consideration.

Respectfully,

Acting Commissioner.

7-1627

Muskogee, Indian Territory, March 14, 1906.

James Sunney,

Pennington, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 9, 1906, in which you state that you and your wife Fannie Sunney were married March 11, 1903, and you desire to have her enrolled as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are advised that under the act of Congress approved July 1, 1902, no person who married a citizen of the Choctaw or Chickasaw Nation subsequent to September 25, 1902, the date of the ratification of said act, is entitled to enrollment and allotment as an intermarried citizen of said nation.

Replying to that portion of your letter in which you ask relative to the enrollment of certain children born in July and October 1905 respectively, you are advised that there is at present no authority for the enrollment of children of citizens of the Choctaw and Chickasaw Nations born subsequent to March 3, 1905. In event further legislation is enacted, due notice thereof will be given through the press.

Respectfully,

Acting Commissioner.



1628

Solomon Battiest et al

Choc

EMPTY

1629

Gabriel E. Parker

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
Muskogee, Indian Territory, Dec. 26, 1900.

In the Matter of the application for identification as a citizen of the Choctaw Nation of Louise Elizabeth Parker.

Louise Elizabeth Parker, being first duly sworn by Acting Chairman Bixby, testified as follows:

By Mr. Bixby:

- Q What is your name? A Louise Elizabeth Parker
- Q How old are you? A Twenty years old.
- Q What is your postoffice address? A Academy, Choctaw Nation, Indian Territory.
- Q How long have you lived in the Indian Territory? A I have been in the Indian Territory for four years, and then I left in June, and went to California.
- Q Where do your parents live? A Corning, California.
- Q For the last four years have you been engaged in any employment in the Indian Territory? A I have been attending Henry Kendall college for three years, and then I taught school in Spencer college, Indian Territory.
- Q Do you consider the Indian Territory your home? A No sir, I consider Kansas my home, until the last year; then we were all in the Territory.
- Q Your father is a white man, a citizen of the United States?
- A Yes sir.
- Q And your mother is a white woman, a citizen of the United States?
- A Yes sir.
- Q Are you married? A Yes sir.
- Q Who are you married to? A Gabriel E. Parker.
- Q What is his citizenship? A Choctaw Indian.
- Q You don't know, of your own knowledge, whether or not he is a recognized citizen of the Choctaw Nation, do you? A No sir, I do not.

The rolls of the Choctaw Nation now in possession of the Commission examined, and the name of Gabriel E. Parker of Kiamitia county is found thereon, No. 10450, on page 266.

- Q Do you know the name of Mr. Parker's father? A No, I do not. The name of Gabriel E. Parker is also found on field card No. 1629 of the Choctaw roll, as made by this Commission.
- Q Where were you married? A At Vinita, Indian Territory.
- Q When? A Yesterday, Christmas day, December 25th, 1900.
- Q Were you married by a minister of the gospel? A Yes sir.
- Q Did you procure a United States license? A Yes sir.
- Q Have you the license with you? A Yes sir.

Marriage license issued by Charles A. Davidson clerk of the United States court at Vinita Indian Territory, on the 25th day of December, 1900, and certificate of marriage certifying that Gabe E. Parker and Louise E. George were married by William T. King, minister of the gospel, on December 25th, 1900, offered in evidence, and made a part of the record in this case.

Gabriel E. Parker, being first duly sworn by Acting Chairman Bixby, testified as follows:

- Q What is your name? A Gabriel E. Parker.
- Q How old are you? A About 23 years.
- Q What is your postoffice address? A Academy, Indian Territory.
- Q How long have you lived in the Indian Territory? A All my life.

- Q Have you been residing here continuously for the past four years?  
A Yes, I have been in the Territory.  
Q Are you a recognized citizen of the Choctaw Nation? A Yes sir.  
Q Has your citizenship ever been disputed? A No, not that I know of.  
Q What is your father's name? A John Clay Parker.  
Q What is your mother's name? A Eliza Willis was her name.  
Q Was your father a Choctaw Indian? A No sir.  
Q Your mother was a recognized Choctaw Indian? A Yes sir.  
Q You have been enrolled by this Commission? A I did not enroll myself; my father enrolled me with the other children at Goodland.

-----000-----

Frances R. Brown, being first duly sworn, upon her oath states that as stenographer to the Commission to the Five Civilized Tribes, she reported in full all proceedings had in the above entitled cause on the 26th day of December, 1900, and that the above and foregoing is a full, true and correct transcript of her stenographic notes of said proceedings on said date.

*Frances R. Brown*

Subscribed and sworn to before me this 26th day  
of December 1900.



Acting Chairman.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Atoka, I. T., November 21st, 1902.

Choctaw D-603  
Intermarried

-----oOo-----

In the matter of the application of Louise E. Parker for enrollment as an intermarried citizen of the Choctaw Nation.

Louise E. Parker being first duly sworn testified as follows:

Examination by the Commission:

- Q Your name is Louise E. Parker? A Yes sir.  
Q How old are you? A Twenty-two.  
Q What is your post office address? A Academy, Indian Territory.  
Q What Nation is that in? A Choctaw Nation.  
Q How long have you been a resident of the Choctaw Nation?  
A Well, two years, that is, evenly; I was here for a while and went away; I taught at Spencer for a while but went away, then came back.  
Q Lived here continuously for the past two years? A Yes sir.  
Q Do you claim intermarried rights in the Choctaw Nation?  
A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim?  
A Gabe E. Parker.  
Q Is he a recognized citizen of the Choctaw Nation? A Yes sir.  
Q His rights have never been disputed? A No sir.  
Q When were you married to Gabe E. Parker? A December 25, 1900.  
Q Where was this marriage ceremony performed? A Vinita, Indian Territory.  
Q At that time what was your residence? A Corning, California.  
Q Was that before you had moved to the Choctaw Nation? A I had taught in the Choctaw Nation a year before that. I went home in June and came back in November.  
Q What was your husband's residence? A Caddo.  
Q His residence was the Choctaw Nation? A Yes sir.  
Q Under what law were you married to him--did you procure a license?  
A Yes sir.  
Q United States license? A Yes sir.  
Q Who performed the marriage ceremony? A Rev. King, of Vinita.  
Q Were you ever married before your marriage to Gabe E. Parker?  
A No sir.  
Q Was he ever married before his marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A We have.  
Q There has been no separation whatsoever? A None whatever.  
Q You are at present living together as bona fide residents of the Choctaw Nation? A Yes sir.

Louise E. Parker-----2

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 21st day of November, 1902, and that the above and foregoing is a full, true and correct transcript of his stencographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 11<sup>th</sup> day of January, 1903.

*Charles H. Sampson*

Notary Public.

*Not*

621  
5610

7 D-103.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

--:--:0:--:--

In the matter of the application for the enrollment of  
Louise E. Parker as a citizen by inter marriage of the Choctaw Nation.

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- D E C I S I O N -

It appears from the record herein that Louise E. George was lawfully married on December 25, 1900, to Gabriel E. Parker, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4608 upon the lists prepared by this Commission, under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage the said Gabriel E. Parker was a bona fide resident of the Choctaw Nation and that the applicant was a resident of the State of California and that said parties have lived together continuously in the Choctaw Nation as husband and wife from the date of their said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Louise E. Parker should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
Chairman.

  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory,

JAN 7 1904

  
Commissioner.

Y.

Choctaw D-603.

Muskogee, Indian Territory, January 7, 1904.

Louise M. Parker,

Academy, Indian Territory.

Dear Madam:-

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered January 7, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,  
(SIGNED)

Tame Little.

Chairman.

Registered.  
Enc: 7 D 603.



Choctaw P-603.

Washington, Indian Territory, January 7, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:-

Enclosed herewith you will find a copy of the decision of the Commission, rendered January 7, 1904, granting the application of Louise E. Parker, for enrollment as a citizen by inter-marriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of this Commission in enrolling said Louise E. Parker as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,  
J. H. [Signature]

Chairman.

Registered.  
E Enc: 7D-603.

Muskogee, Indian Territory, December 27, 1900

Gabriel R. Parker,

Academy, Indian Territory.

Dear Sir:

Relative to the enrollment of your wife as an intermarried citizen of the Choctaw Nation, you are requested to furnish the Commission with the names of your wife's father and mother.

Yours truly,

Acting Chairman.

7-4-603

7-1629.

Muskogee, Indian Territory, January 4, 1901.

Gabriel E. Parker,

Academy, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 1st instant giving the names of the father and mother of your wife.

You have the thanks of the Commission for your prompt attention to this matter.

Yours truly,

Acting Chairman.

7-D-503

7-16289

Muskogee, Indian Territory, August 7, 1902.

A. R. Durant,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 5th instant, in which you desire to be advised if J. C. Parker of Kiamitia county, a white man who married a Choctaw woman, has been enrolled by this Commission as a citizen by intermarriage of the Choctaw Nation.

Replying to your communication you are advised that we find upon the 1896 Census Roll of the citizens of the Choctaw Nation the name of one J. C. Parker as an intermarried citizen, but there is no record of any application having been made to this Commission for his enrollment as such.

On May 11, 1899, Gabriel E. Parker, twenty years of age, with her brother James W. and her three sisters Luc, Cora and Georgia O. Parker, were listed for enrollment by this Commission as citizens by blood of the Choctaw Nation. The application for the enrollment of these children was made by J. C. Parker, and it appears that such applicants are his children by his Choctaw wife Eliza E. Parker, who was then deceased. Our records do not show that Parker made any application at that time to be enrolled as a

A. R. D.--2.

citizen by intermarriage of the Choctaw Nation, nor has any such application been made since that date.

If Mr. Parker is desirous of submitting an application to be enrolled as a citizen by intermarriage of the Choctaw Nation it will be necessary that he personally present himself before the Commission at its office at Muskogee, Indian Territory, for the purpose of an examination under oath, at which time he can present such evidence as he may possess of his marriage in accordance with the tribal laws to a recognized and enrolled citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

Muskogee, Indian Territory, January 29, 1903.

Gabe E. Parker,

Academy, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 13th., in which you ask if an allottee may, in selecting his allotments, select forty acres in a strip of tens running North and South or East and West: also whether he may select any ten acre tract of a forty acre tract. In conclusion you ask if the Government will furnish a surveyor to establish the lines of each allotment.

In reply to your letter your attention is invited to the following provision of the act of Congress approved July 1, 1902, which was ratified by the citizens of the Choctaw and Chickasaw Nations September 25, 1902:

"For the purpose of making allotments and designating homesteads hereunder, the forty acre or quarter-quarter subdivisions established by the Government survey may be dealt with as if further subdivided into four equal parts in the usual manner, thus making the smallest legal subdivision ten acres, or a quarter of a quarter of a quarter of a section."

You are further advised that it is the supposition of the Commission that citizens will be informed of the location of the lands they desire to select in allotment at the time they make application therefor to the land offices to be established in the

G.E.Parker---2

Choctaw and Chickasaw Nations. The Commission has, however, for several years past, had parties in the field platting and locating improvements and will be in a position to assist the citizens materially in the location of their several allotments, but cannot delegate any surveyors for the specific purpose of locating allotments.

Respectfully,

---

Acting Chairman.

# MARRIAGE LICENSE

United States of America,

INDIAN TERRITORY,  
Northern District.

1934

To Any Person Authorized by Law to Solemnize Marriage--Greeting:

You are Hereby Commanded

to exchange the Rite and publish the  
Banns of Matrimony between Mr. *John C. Parker*  
and Mrs. *Leanne Elfron* of the  
Indian Territory, and to solemnize the same, and to sign and return this  
License to the parties therein provided.

WITNESSES my hand and official Seal of the Northern District, this

*November*

*Thirtieth*

*25* day of

*Clara Anderson*  
Clerk of the U. S. Courts

*J. A. Chandler*

## CERTIFICATE OF MARRIAGE

United States of America,

INDIAN TERRITORY,  
Northern District.

Minister of the Gospel,

DO HEREBY CERTIFY

A. D. 1934

that *John C. Parker* and *Leanne Elfron* have exchanged the Rite and publish

The Banns of Matrimony between them.

WITNESSES my hand

Printed and published by the Northern District, at the cost of the holder in the amount of one hundred dollars.



1630

Willy Cole et al

Choc

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

*William C. ...*

as a citizen of

*Cherokee* Nation.

Approved

190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

NOV 3 1902

*[Signature]*  
ACTING CHAIRMAN

1630

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

*William C. ...*  
as a citizen of

*Chickasaw* Nation.

Approved

190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES  
FILED  
NOV 5 1902

*[Signature]* ACTING CHAIRMAN

1630

## DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
 of *Nelson Cole*, born on the *27* day of *August*, 190*0*  
 Name of Father: *Will J. M. Cole* a citizen of the *Choctaw* Nation.  
 Name of Mother: *Missy Cole* a citizen of the *Choctaw* Nation.  
 Post-office *Leola, La.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

*Central* INDIAN TERRITORY

District.

I, *Missy Cole*, on oath state that I am *23*  
 years of age and a citizen, by *Marriage* of the *Choctaw* Nation;  
 that I am the lawful wife of *Will J. M. Cole*, who is a citizen, by  
*Birth* of the *Choctaw* Nation; that a *Male* child was  
 born to me on *27* day of *August*, 190*0*; that said child has been  
 named *Nelson Cole*, and is now living.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

*J. T. Whitaker*  
*J. H. Wood*

*Missy Cole*  
*Mother*

Subscribed and sworn to before me this

1

day of

*Nov*190*2*

*D. P. Herald*  
 Notary Public  
*Leola, La.*

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

*Central* INDIAN TERRITORY

District.

I, *Molly Skellon*, a *Midwife*, on oath state that I  
 attended on Mrs. *Sissy Cole*, wife of *Will J. M. Cole*  
 on the *27* day of *August*, 190*0*; that there was born to her on  
 said date a *male* child; that said child is now living and is said to have been  
 named *Nelson Cole*.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

*J. T. Whitaker*  
*J. H. Wood*

*Molly Skellon*  
*Midwife*

Subscribed and sworn to before me this

1

day of

*Nov*190*2*

*D. P. Herald*  
 Notary Public  
*Leola, La.*

*IN RE*

Application for Enrollment of

INFANT CHILD

*Susanna Rose*

as a citizen of

*Cherokee*

Nation.

Approved

*[Signature]*

190

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

NOV 5 1902

*[Signature]*

ACTING CHAIRMAN

## DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Chickasaw* Nation,  
 of *Susan Cole*, born on the *15* day of *Sept.*, 190*2*  
 (Here insert name of child)  
 Name of Father: *Will J. M. Cole* a citizen of the *Chickasaw* Nation.  
 Name of Mother: *Missy Cole* a citizen of the *Chickasaw* Nation.  
 Post-office *London T. T.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Central* District.

I, *Missy Cole*, on oath state that I am *23*  
 years of age and a citizen, by *Blood* of the *Chickasaw* Nation;  
 that I am the lawful wife of *Will J. M. Cole*, who is a citizen, by  
*Blood* of the *Chickasaw* Nation; that a *female* child was  
 (male or female)  
 born to me on *15* day of *Sept.*, 190*2* that said child has been  
 named *Susan Cole*, and is now living.

WITNESSES TO MARK.

(Must be Two  
Witnesses)

Subscribed and sworn to before me this

*Missy Cole*  
marks*1* day of *Nov*190*2*

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Central* District.

I, *Ellen Skelton*, a *Midwife*, on oath state that I  
 attended on Mrs. *Missy Cole*, wife of *Will J. M. Cole*  
 on the *15* day of *Sept.*, 190*2* that there was born to her on  
 said date a *Female* child; that said child is now living and is said to have been  
 (male or female)  
 named *Susan Cole*.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

Subscribed and sworn to before me this

*Ellen Skelton*  
marks*1* day of *Nov*190*2**D. P. Harwood*  
NOTARY PUBLIC*Grand T. T.*

CERTIFICATE OF RECORD.

United States of America.

INDIAN TERRITORY.

Northern District.

I, CHARLES A. DAVIDSON, Clerk of the District Court of the Northern District, Indian Territory, do hereby certify that the instrument here attached was filed for record in my office the 26 day of Dec 1905 A. D., and duly recorded in

Book

Page 100

WITNESS my hand and seal of said Court at Muskogee, in said Territory,

this

26

day of

Dec

A. D. 1905

Charles Davidson

Clerk.

By

Deputy.

7-1830.

Muskogee, Indian Territory, November 5, 1902.

Will J.M. Cole,

Care D.P. Harald,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Nelson Cole, infant son of Will J.M. and Minney Cole, born August 27, 1900; also the application for enrollment as a citizen of the Choctaw Nation of Susan Cole, infant daughter of Will J.M. and Minney Cole, born September 25, 1902; and the same being in proper form have been duly filed with the records of the Commission, and the children named therein listed for enrollment as citizens by blood of the Choctaw Nation.

Respectfully,

Acting Chairman.



1631

Thomas B. Bohanan et al

Choc

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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Record in the matter of the application for enrollment as  
a citizen by intermarriage of the Choctaw Nation of-

ALICE BOHANAN, 7-1631.  
-----

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 4th, 1902.

Choctaw 1631  
Intermarried

-----oOo-----

In the matter of the application of Alice Bohanan for enrollment as a citizen by intermarriage of the Choctaw Nation.

Thomas B. Bohanan being first duly sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Thomas B. Bohanan.  
Q How old are you? A Thirty-one years old.  
Q What is your post office address? A Grant, I. T.  
Q How long have you been a resident of the Choctaw Nation?  
A Thirty-one years.  
Q Lived here all your life? A Yes sir.  
Q You are a citizen by blood of the Choctaw Nation? A Yes sir.  
Q What is the name of your wife? A Alice Bohanan.  
Q Is she a white woman? A Yes sir.  
Q She claims her right to citizenship in the Choctaw Nation through her marriage with you? A Yes sir.  
Q When were you married to Alice Bohanan? A In '92. In May '92 I believe it was.  
Q Where was this marriage ceremony performed? A At old Goodland, in Kiamitia county.  
Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.  
Q Who performed the marriage ceremony? A J. P. Givens, minister of the gospel.  
Q Were you married under a license? A No sir. There was no license required for a Choctaw man to marry a white woman.  
Q Were you ever married before your marriage to Alice Bohanan?  
A No sir.  
Q Was she ever married before her marriage to you? A Yes sir.  
Q How many times? A Once.  
Q What was the name of her former husband? A George Smith.  
Q Was he a white man? A Yes sir.  
Q Was he dead at the time of your marriage to her? A Yes sir.  
Q Since your marriage to this woman have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes sir.  
Q What is the reason your wife doesn't appear at the present time?  
A She wasn't able to come, actually.  
Q On account of her physical condition? A Yes sir.
-

Alice Bohanan-----2

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 4th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 20 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

*West*

MILLER & NELSON,  
General Merchandise.

GRANT, I T Dec 2

1902

This is to Certify that Mrs Thomas  
B Bohannon is expecting to be confined  
at any moment and consequently  
she is unable to leave home

J E Loper M D

LGD

7-1631

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

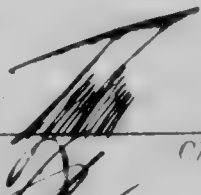
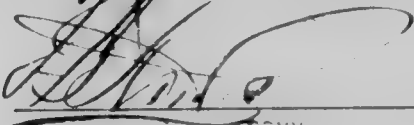
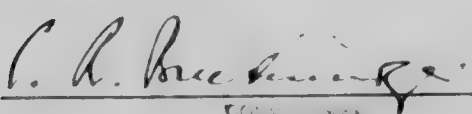
In the matter of the application for the enrollment of  
Alice Bohanan as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

It appears from the record herein that Alice Bohanan, on May 24, 1892, was lawfully married to Thomas B. Bohanan, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4616 upon the lists prepared by this Commission, under the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Alice Bohanan should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

  
Chairman  
  
Commissioner  
  
C. A. Buchanan  
Commissioner

Muskogee, Indian Territory,

APR 29 1903

Choctaw-1631

COPY

Muskogee, Indian Territory, April 29, 1903.

Alice Bohanan,

Grant, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior, for his approval.

Respectfully,

James D. Smith

Chairman.

Registered.

Enc. HGH 4.

Choctaw-1631

Copy

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations;

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Alice Bohanan for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*James D. Doby*  
Chairman.

Registered.

Enc. HCR 4a.



This is to certify that  
this day joined together in  
the Sacrament of the Lord's  
Supper Mr. Thomas Bohannon  
and Mrs. Allie Smith

This May 24 - 1892

J. P. Gibbons,  
Minister

*IN RE*

Application for Enrollment of

INFANT CHILD

*Herman J. Bohanan*

as a citizen of

*Choctaw*

Nation.

Approved

MAR 28 1901

190

*C. R. McKinnidge*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**

MAR 28 1901

*[Signature]*

ACTING CHAIRMAN.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Harmon J Bohanan, born on the 30 day of Jan, 1901  
Here insert name of child  
Name of Father: Thos B Bohanan, a citizen of the Choctaw Nation.  
Name of Mother: Allie Bohanan, a citizen <sup>by marriage</sup> of the Choctaw Nation.  
Post-office, Grant 23

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

Central

INDIAN TERRITORY,

District.

I, Allie Bohanan, on oath state that I am Twenty Six  
years of age and a citizen, by Marriage, of the Choctaw Nation;  
that I am the lawful wife of Thos B Bohanan, who is a citizen, by  
Blood, of the Choctaw Nation, that a Male child was  
(male or female)  
born to me on the 30th day of Jan, 1901; that said child has been  
named Harmon J Bohanan, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)

Agst White  
John M British

Allie Bohanan  
non

Subscribed and sworn to before me this 23rd day of March, 1901.

Wm Beadles

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

Central

INDIAN TERRITORY,

District.

I, B. R. Hodges, an M.D., on oath state that I  
attended on Mrs. Allie Bohanan, wife of Thos B Bohanan,  
on the 30th day of Jan, 1901; that there was born to her on  
said date a Male child; that said child is now living and is said to have been  
(male or female)  
named Harmon J Bohanan.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

B. R. Hodges

Subscribed and sworn to before me this 23rd day of March, 1901.

Wm Beadles

NOTARY PUBLIC.

Muskogee, Indian Territory, March 4, 1901.

Thomas B. Bohanan,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation, of Hamon J. Bohannon, the infant son of Thomas B. and Alice Bohanan, born January 30th, 1901.

The same is returned to you herewith for the reason that the Notary Public taking the acknowledgements of the mother and the attending physician at the birth of this child, has failed to affix an impression of his notarial seal to such affidavits.

It will be necessary that this omission be supplied before the matter of the application for the enrollment of this child will receive proper consideration. Upon return of the application with the omissions supplied, the matter will receive further consideration.

Yours truly,

Acting Chairman.

Enc h

7-1631

Muskogee, Indian Territory, March 28, 1901.

Thomas B. Behanen,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw nation of Harmon J. Behanen, the infant son of Thomas B. and Alice Behanen, born January 30th, 1901, and the same being in proper form has been duly filed with the records of this Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

7-1631

7- 1631  
7- 1645  
7-D- 143  
19-D- 53

Muskogee, Indian Territory, December 31, 1902.

D. P. Harold,

Grant, Indian Territory.

Dear Sir:

There was received at this office on December 24, 1902, the application for enrollment as a citizen of the Choctaw Nation of Jennie Tanitubee, infant daughter of Charlie and Amelia Tanitubee, born September 9, 1900. It appears that the Notary Public before whom the affidavits of the mother and the mid-wife were acknowledged has failed to attach his jurat and signature to said affidavits.

For the purpose of assisting you in having this proof of birth in proper form there is enclosed you herewith a new blank, which you are requested to have filled out. In having the same executed be careful to see that all blanks are properly filled, all names written in full, and in the event either of the persons whose names are to be affixed to the affidavits are unable to write, and their signatures are by mark, that such signatures are attested by two disinterested parties, witnesses thereto, and the Notary Public before whom the same are acknowledged must affix his notarial jurat and seal to each separate affidavit.

Upon return of the enclosed blank properly executed the matter of the enrollment of this child will receive further consideration.

D. P. Harold———2

Receipt is also acknowledged of the application for enrollment as a Chickasaw Freedman of Eddie McDonnel, infant son of Eli and Ida McDonnel, born February 21, 1900. Also certificate of marriage between Elie McDonald and Ida McCarty of June 8, 1899. It appears in the affidavit of the mother that she is a citizen by adoption of the Chickasaw Nation.

If this is correct kindly state when, where, and under what name she was listed for enrollment, the names of her parents and other members of her family who appeared at the same time, and such other information you may possess which would enable the Commission to identify her upon its records.

Upon receipt of the information requested the matter of the enrollment of this child will receive further consideration.

Receipt is also acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Lula Ervin, infant daughter of Charles W. and Dollie Ervin, born August 30, 1898; also the application for enrollment as a citizen of the Choctaw Nation of Alice Ervin, infant daughter of Charles W. and Dollie Ervin, born April 1, 1901, and the same being in proper form have been duly filed with the records of the Commission as evidence of the birth of the above named children.

Receipt is further acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Thomas Brigham Bohannon, infant son of Thomas and Alice Bohannon, born December 15, 1902.

You are advised that the Commission is without authority to enroll this child, it appearing that it was born December 15,

D. P. Harold—3

1902, subsequent to the date of the ratification on September 25, 1902, of the act of Congress approved July 1, 1902.

Section twenty-eight thereof is as follows:

"The names of all persons living on the date of the final ratification of this agreement entitled to be enrolled as provided in section 27 hereof shall be placed upon the rolls made by said Commission; and no child born thereafter to a citizen or freedman and no person intermarried thereafter to a citizen shall be entitled to enrollment or to participate in the distribution of the tribal property of the Choctaw and Chickasaw."

Respectfully,

Acting Chairman.

Enc. B. C.



1632

Israel morris

Choc

EMPTY

1633

Benjamin James et al

Choc

IN RE  
Application for Enrollment of  
INFANT CHILD.

*Samuel J. ...*  
As a citizen of the

*Choctaw* Nation.

Approved *May 11* 1899.

  
Commissioner.

COMMISSION TO THE FIVE CIVIL TRIBES.  
**FILED**

*May 11 1899*

 CHAIRMAN.

7-1633

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of Sammie James, born on the 1 day of March, 1899.  
Name of father: Benjamin James, a citizen of the Cherokee Nation.  
Name of mother: Winnie James, a citizen of the Cherokee Nation.  
Post Office: Lookland, N.C.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Cherokee District.

I, Winnie James, on oath, state that I am 17 years of age and a  
citizen, by Married, of the Cherokee Nation; that I am the  
lawful wife of Benjamin James who is a citizen, by Married, of the  
Cherokee Nation; that a child was born to me on the 8 day  
of March, 1899; that said child has been named Sammie James,  
and is now living.

Subscribed and sworn to before me this 11 day of May, 1899.

A. S. Mendenhall  
Commissioner Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, \_\_\_\_\_, a \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_,  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1899; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1899.

Notary Public.

7-1633.

Muskogee, Indian Territory, January 26, 1903.

D.E. Oakes,

Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of recent date in which it is stated that you have been advised by Benjamin James that his daughter, Fannie James, has died since the time she was listed for enrollment as a citizen by blood of the Choctaw Nation; and that if further proof is necessary, you request that a blank be furnished you for that purpose.

A blank of such description is enclosed you herewith, which you are requested to have properly executed and return at your earliest convenience in the enclosed envelope.

Respectfully,

Env.

Acting Chairman.

Enc D.C.

7-1633.

Muskogee, Indian Territory, February 27, 1903.

D.W. Oakes,

Atlas, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 14th inst., enclosing the affidavits of Benjamin James and Wilson Thomas relative to the death of Fannie James, a citizen by blood of the Choctaw Nation, which occurred October 14, 1901.

Respectfully,

Chairman.

7-1667

Muskogee, Indian Territory, July 7, 1904.

Commissioner in Charge,  
Choctaw Land Office,  
Atoka, Indian Territory.

Dear Sir:

There is enclosed herewith copy of letter this day addressed to the Secretary of the Interior recommending the change in surname of the citizen who appears opposite number 4701 on the approved roll of citizens by blood of the Choctaw Nation as "Edward Durant", from "Durant" to "Cole".

Your office will therefore withhold the issuance of citizenship certificate or the making of allotment to this citizen until further directed.

As soon as the recommendation of the Commission is approved by the Department, your office will be notified.

Respectfully,

EA 1-7.

Commissioner in Charge.

7-1667

Muskogee, Indian Territory, July 7, 1904.

Commissioner in Charge,  
Chickasaw Land Office,  
Tishomingo, Indian Territory.

Dear Sir:

There is enclosed herewith copy of letter this day addressed to the Secretary of the Interior recommending the change in surname of the citizen who appears opposite number 4701 on the approved roll of citizens by blood of the Choctaw Nation as "Edward Durant", from "Durant" to "Cole".

Your office will therefore withhold the issuance of citizenship certificate or the making of allotment to this citizen until further directed. As soon as the recommendation of the Commission is approved by the Department, your office will be notified.

Respectfully,

EA 2-7

Commissioner in Charge.



1634

Alexander Skelton et al

Choc

EMPTY

1635

Isaac Alexander et al

Choc

Muskogee, Indian Territory, November 14, 1901.

H. H. Hodges,

Goodland, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 7th instant, in which you desire to be informed if William Bailey and Jane Foster, Alfred Bacon and Isaac Alexander have been enrolled by this Commission as citizens of either the Choctaw or Chickasaw Nations.

Replying to your inquiry you are informed that it appears from our records that on November 17, 1899, Willie Tullihela, 21 years of age of Garvin, Indian Territory, was listed for enrollment as a citizen of the Choctaw Nation his name having been identified from the 1896 census roll of Red River County, Choctaw Nation, where it was found as Willie Haley.

It further appears that on May 11, 1899, Isaac Alexander 60 years of age, of Grant, Indian Territory, with his wife, Sallie and his two step-children, Lucy and Edward Peter were listed for enrollment as citizens of the Choctaw Nation.

Also that on May 10, 1899, Alfred Bacon, 42 years of age, of Mayhew, Indian Territory, with his wife Eliza Bacon and his

H H H 2

daughter Mary Bacon and his step-children, Isaac, David and Jane Jones were listed for enrollment as citizens of the Choctaw Nation.

All of these persons appear from our records to be full blood Choctaw Indians and have been identified from the tribal rolls of the Choctaw Nation.

We are unable to find any record of an application having been made by Jane Foster for enrollment as a citizen of the Choctaw or Chickasaw Nations and if you desire further information concerning her, it will be necessary that you furnish her full name, her age, her maiden name if she is married, the names of other members of her family and any other information you may have that will identify her as listed for enrollment.

Yours truly,

Acting Chairman.

7-1563

7-1635

7-4927

1636

Hall Greenwood et al

Choc

5

7-1636.

Muskogee, Indian Territory, August 19, 1902.

Simon Tayler,

Garvin, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 14th instant, requesting information as to the enrollment of Nicholas Greenwood, his wife, and two minor children as citizens of the Choctaw Nation.

In reply you are advised that the records of the Commission do not show that Nicholas Greenwood, his wife and two children, have ever made application to the Commission for enrollment as citizens of the Choctaw Nation. It appears, however, that on May 11, 1899, Hall Greenwood, fifty-two years of age, of Grant, Indian Territory, and his minor ward, Gilbert Morris, four years of age, were listed for enrollment as citizens of the Choctaw Nation by this Commission.

If the said Nicholas Greenwood desires to make application for the enrollment of himself, his wife and two children, it will be necessary for him to appear before the Commission in person at its office in Muskogee, Indian Territory, and if such is his intention it is desirable that said application be made at the earliest date practicable.

Yours truly,

Acting Chairman.

7-1036

Muskogee, Indian Territory, June 2, 1906.

Commissioner in Charge,  
Chester Land Office,  
Atoka, Indian Territory.

Dear Sir:

You are hereby advised that the following notation has  
this day been made upon original Chester enrollment card, No. 1636:

"No. 1 was married to Maggie Ward  
Chester card No. 949 Jan. 1, 1903."

You are therefore, requested to make like notation upon  
the duplicate card in your possession in accordance with the above  
information.

Respectfully,

Commissioner in Charge.

8-1636

Muskogee, Indian Territory, June 2, 1903.

Commissioner in Charge,  
Chickasaw Land Office,  
Tishomingo, Indian Territory.

Dear Sir:

You are hereby advised that the following notation has  
this day been made upon original Choctaw card, No. 1636:

"No. 1 was married to Maggie Ward  
Choctaw card No. 949 Jan'y. 1, 1903."

You are therefore, requested to make like notation upon  
the duplicate card in your possession in accordance with the above  
information.

Respectfully,

Commissioner in Charge.



Mustang, Indian Territory, May 25, 1903.

Commissioner in Charge,  
Chickasaw Land Office,  
Tishomingo, Indian Territory.

Dear Sir:

You are hereby advised that the following notation has  
this day been made upon original Choctaw enrollment card, No. 1636:

~~"No. 1 is legal guardian of No. 2. Certified  
copy of guardianship papers filed May 25, 1903."~~

You are therefore, requested to make like notation on  
the duplicate card in your possession in accordance with the above  
information.

Respectfully,

Commissioner in Charge.

7-1636

Muskogee, Indian Territory, May 25, 1903.

Commissioner in Charge,  
Choctaw Land Office,  
Atoka, Indian Territory.

Dear Sir:

You are hereby advised that the following notation has  
this day been made upon original Choctaw enrollment card, No. 1636:

"No. 1 is legal guardian of No. 2. Certified  
Copy of guardianship papers filed May 25, 1903."

You are therefore, requested to make like notation on  
the duplicate card in your possession in accordance with the above  
information.

Respectfully,

Commissioner in Charge.

1637

Osborne Battiest et al

choc

7-1637

V

20

INDEXED

I.V. RE

Application for Enrollment of

INFANT CHILD

*Davis Battist*

as a citizen of the

*Choctaw* Nation.

Approved DEC 9 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

DEC 9 1902

ACTING CHAIRMAN.

*Choctaw #1637*

# DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Choctaw* Nation,  
 of *Navis Battiest*, born on the *2* day of *June*, 190*2*  
 Name of Father: *Osborne Battiest*, a citizen of the *Choctaw* Nation.  
 Name of Mother: *Louisa Battiest*, a citizen of the *Choctaw* Nation.  
 Post-Office: *Leaut Ind. Ter.*

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY, )

*Central* District. )

I, *Louisa Battiest*, on oath state that I am *23*  
 years of age and a citizen, by blood, of the *Choctaw* Nation;  
 that I am the lawful wife of *Osborne Battiest*, who is a citizen, by  
 blood, of the *Choctaw* Nation, that a *male* child was  
 born to me on the *1* day of *June*, 190*2*; that said child has been  
 named *Navis Battiest*, and is now living.

WITNESSES TO ME: )

(Must be Two  
Witnesses.)

*W. L. L. L.*  
*H. G. Haine*

*Louisa X Battiest*  
*maur*

Subscribed and sworn to before me this

*1* day of

*December* 190*2*  
*H. H. H.*

Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY, )

*Central* District. )

I, *Osborne Battiest*, on oath state that I  
 am the husband of  
 attended on Mrs. *Louisa Battiest*, wife of *and not with*,  
 on the *2* day of *June*, 190*2*; that there was born to her on said  
 date a *male* child; that said child is now living and is said to have been  
 named *Navis Battiest*.

WITNESSES TO ME: )

(Must be Two  
Witnesses.)

*W. L. L. L.*  
*H. G. Haine*

*Osborne X Battiest*  
*maur*

Subscribed and sworn to before me this

*1* day of

*December* 190*2*  
*H. H. H.*

Notary Public.

IN RE

Application for Enrollment of

INFANT CHILD.

*Robert Lattest*

As a citizen of the

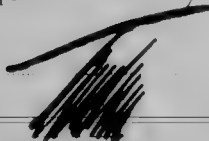
*Portau*

Nation.

Approved

*May 11*

1899.



Commissioner.

COMMISSION TO THE INDIAN TRIBES

FILED

*May 11 1899*



CHAIRMAN.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of Robert Ballant, born on the 25<sup>th</sup> day of July, 1899.  
Name of father: Asheum Ballant, a citizen of the Chickasaw Nation.  
Name of mother: Louisa Ballant, a citizen of the Chickasaw Nation.

Post Office: .....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
..... District.

I, Louisa Ballant, on oath, state that I am 20 years of age and a  
citizen, by blood, of the Chickasaw Nation; that I am the  
lawful wife of Asheum Ballant who is a citizen, by blood of the  
Chickasaw Nation; that a child was born to me on the 25<sup>th</sup> day  
of July, 1899; that said child has been named Robert Ballant,  
and is now living.

Subscribed and sworn to before me this 11 day of May, 1899.

A. S. Mackeyman  
Commissioner Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
..... District.

I, ....., a ....., on oath, state that I  
attended on Mrs. ...., wife of .....  
on the ..... day of ....., 1899; that there was born to her on said date a ..... child;  
that said child is now living and is said to have been named .....

Subscribed and sworn to before me this ..... day of ....., 1899.

Notary Public.

IN RE

Application for Enrollment of

INFANT CHILD

Ellison Battiest.

as a citizen of the

Choctaw Nation.

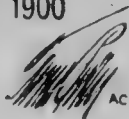
Approved,  1899

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

JUN 27 1900



ACTING CHAIRMAN.



## Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation,  
 of *Ellison Battie*, born on the *1st* day of *Mar*, 1900  
(Here insert name of child.)  
 Name of Father: *Osburn Battie*, a citizen of the *Choctaw* Nation.  
 Name of Mother: *Louisa Battie*, a citizen of the *Choctaw* Nation.  
 Postoffice, *Grant I.T.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY.

*Central*

District. )

I, *Louisa Battie*, on oath state that I am *23*  
 years of age and a citizen, by *Blood*, of the *Choctaw* Nation;  
 that I am the lawful wife of *Osburn Battie*, who is a citizen, by  
*Blood*, of the *Choctaw* Nation; that a *Male* child was  
(male or female)  
 born to me on the *1st* day of *March*, 1900; that said child has been  
 named *Ellison Battie*, and is now living.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

*Mrs H C Heathcock*  
*L. C. Heath*

*Louisa <sup>her</sup> Battie*  
*mark*

Subscribed and sworn to before me this *22* day of *June*, 1900

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY.

*Central*

District. )

I, *Mrs H C Heathcock*, a *Midwife*, on oath state that I  
 attended on Mrs. *Louisa Battie*, wife of *Osburn Battie*,  
 on the *1st* day of *March*, 1900; that there was born to her on  
 said date a *Male* child; that said child is now living and is said to have been  
(male or female)  
 named *Ellison Battie*.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

*Mrs H C Heathcock*

Subscribed and sworn to before me this *22* day of *June*, 1900

NOTARY PUBLIC

Muskogee, Indian Territory, June 27, 1900.

Mr. Osborn Battiest,

Grant, Indian Territory,

Dear Sir:

The Commission is in receipt of the application for enrollment of Ellison Battiest, the infant son of Louisa and Osborn Battiest, born March 1st, 1900. The same, being in proper form, has been duly filed with the records of the Commission.

Yours truly,

Acme Chairman.

1638

Sillin Austin

Choc

EMPTY

1639

Sylvie McIntosh

Choc

149

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of --

JOHN G. McINTOSH ---- 7-D-942.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, Ind. Ter., December 1, 1902.

Original  
Intermarried  
Choctaw.

In the matter of the original application of John G. McIntosh for enrollment as an intermarried citizen of the Choctaw Nation.

John G. McIntosh, having been first duly sworn, upon his oath testifies as follows:

Examination by the Commission:

- Q What is your name? A John G. McIntosh.  
Q How old are you? A Fifty two years old.  
Q What is your post office address? A Grant, Indian Territory.  
Q What Nation is Grant in? A Choctaw Nation, Kiamitia County.  
Q How long have you been a resident of the Choctaw Nation?  
A Since 1875---I married July 26, 1875; I came here in time of the war; I refuged here in time of the war and my father had a place here when the war ended and he died in the Choctaw Nation and I have been in and out since I became of age and I married in here.  
Q Then you have actually been a resident of the Choctaw Nation since the war? A Ever since I have had home---No sir, in about 1867 and 1868 I was at Jefferson, Texas, with my aunt, and in 1869 I came to my step mother in Red River and in 1870 I came to the Choctaw Nation and have been here ever since.  
Q What is your father's name? A Louis McIntosh, brother of Col. D. M. McIntosh of the Creek Nation.  
Q Is your father living or dead? A He is dead.  
Q Was your father a citizen by blood of the Creek Nation?  
A Yes sir.  
Q What is the name of your mother? A Ruth Rogers formerly.  
Q Is she living or dead? A She died the time of the war.  
Q Was she a member of any Indian tribe? A She was a member of the Cherokee Tribe. The only Cherokee money I ever got was the Old Settlers Money.  
Q Did either of your parents ever make claim to enrollment as a member of the Choctaw Nation? A No sir.  
Q Do you now claim the right to enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim?  
Q Mary Roberts was my first wife.  
Q When did you marry Mary Roberts? A July 26, 1875.  
Q Where was the marriage ceremony performed? A Right down here at old John Cole's our county Judge.  
Q Who performed the marriage ceremony? A Judge John Cole.  
Q Were you married under license? A No sir, they didn't require it.  
Q Have you ever married before your marriage to Mary Roberts?  
A No sir.

John G. McIntosh-----2.

Q Was she ever married before her marriage to you? A No sir.

Q How long did you live with Mary Roberts? A Until 1892.

Q At the end of that time did she die or did you separate?

A She died.

Q You lived with her continuously up to the time of her death as her husband? A Yes sir.

Q After her death did you remarry? A Yes sir, married another Choctaw.

Q What was the name of your second wife? A Sylvey Roberts, a cousin of my first wife.

Q Were both of these women recognized citizens of the Choctaw Nation? A Yes sir.

Q Their rights have never been disputed? A No sir.

Q How long did you live with Sylvey Roberts? A I married her in 1893 and have been living with her ever since.

Q There has been no separation of any kind whatsoever? A No sir.

Q What was the date of your marriage to your second wife? A I don't know the exact date of the marriage, but it was in 1893, I think in April.

Q Who performed the marriage ceremony? A S. L. Oakes, County Judge.

Q Of what county? A Kiamitia.

Q Have you ever made application to this Commission for enrollment as a citizen by blood of any tribe of Indians? A No sir, I just told them just exactly what I was and that I had married a Choctaw woman when I was before them.

Q Do you know whether you were enrolled as a Creek or Cherokee?

A I was enrolled as a Creek, that is I was enrolled on the pay rolls.

Q You were never enrolled by this Commission as a Creek or Cherokee? A I went before them at Goodland, but they never told me what they enrolled me as, I went before them and gave them my name and family---all the money I have drawn was in the Cherokee and Creek Nations.

Q Did you ever draw any money or were you ever enrolled as an intermarried citizen of the Choctaw Nation? A Never drawn any money in the Choctaw Nation, and if I was enrolled as an intermarried citizen it was on the last roll of Choctaws made. I went before them then and I think they enrolled me as an intermarried citizen.

(The applicant's wife and four children appears upon the records of the Commission on Choctaw roll card, Field No. 1839.)

-----oOo-----

Harry C. Christen being first duly sworn upon his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 1st day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

Subscribed and sworn to before me this 16 day of December, 1902.

*H. C. Christen*  
*P. L. Rogers*  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
Muskogee, I. T., August 9, 1904.

In the matter of the application for the enrollment of John G. McIntosh as a citizen by blood of the Creek Nation.

APPEARANCES: M. L. Mott Attorney for Creek Nation:

JOHN G. McINTOSH, being duly sworn, testified as follows:

By Commission:

- Q What is your name? A John G. McIntosh.  
Q How old are you? A I am, I think, about fifty-four years.  
Q What is your post office address? A Grant.  
Q Is that in the Indian Territory? A Yes, sir.  
Q Do you make application for enrollment as a citizen by blood of the Creek Nation? A Yes, sir.  
Q To what town in the Creek Nation do you claim to belong? A Coweta.  
Q Did you ever draw any money from the Creek Nation? A Yes, sir, one time. That is myself, my father might have drawn before that.  
Q What payment was that? A The \$29.00 Payment.

The 1890 Authenticated Tribal Rolls of the Creek Nation examined and the applicant identified thereon at Page 56, Coweta Town.

The 1895 Pay Roll of the Creek Nation examined and the name of the applicant not found thereon.

The 1895 Doubtfull Roll of the Creek Nation examined and the applicant not identified thereon.

- Q Where do you live? A In Kiamitia County, Choctaw Nation.  
Q How long have you lived there? A Since 1873.  
Q Where were you born? A In the Creek Nation.  
Q Have you lived in Indian Territory all your life? A Yes, sir.  
I lived a while with my aunt near Texas.  
Q You have lived in Indian Territory more than twenty-five years have you? A Yes, sir.  
Q You have heretofore made application to be enrolled as a citizen by intermarriage of the Choctaw Nation have you? A Yes, sir.

Reference is made to Choctaw Case D-942.

- Q If it should be found that you are entitled to enrollment in either the Choctaw or Creek Nations in which nation do you elect to be enrolled? A In the Choctaw.  
Q Of course if you can't be enrolled in the Choctaw Nation you want to be enrolled as a Creek? A Yes, sir.  
Q In the event that you are heretofore enrolled as a citizen of the Choctaw Nation do you relinquish whatever right you may have in the Creek Nation? A Yes, sir.  
Q In the event that it should be found that you are not entitled to enrollment in the Choctaw Nation and that you are entitled to enrollment in the Creek Nation do you relinquish whatever right you may have in the Choctaw Nation? A Yes, sir.  
Q You prefer to be enrolled in the Choctaw Nation? A Yes, sir.  
Q Have you a child named Alexander? A Yes, sir.  
Q Have you one named William R? A Yes, sir.



John G. McIntosh--2.

- Q Have you one named Ruth? A Yes, sir.  
Q Did you draw money for these children that I have mentioned from the Creek Nation? A Yes, sir.  
Q They have been enrolled as citizens of the Choctaw Nation have they? A Yes, sir.  
Q And lands been allotted to them? A Yes, sir. All my children have filed on their land.  
Q Do you relinquish all rights that they may have had to allotments of land and distributions of money in the Creek Nation? A Yes, sir.

-----:O:-----

I, Drennan C. Skaggs, on oath state that the above and foregoing is a full, true and complete transcript of my stenographic notes as taken in said cause on said date.

Drennan C. Skaggs

Subscribed and sworn to before me this 19th day of August, 1904.

Charles H. Sawyer  
Notary Public.

LAW OFFICES  
OF  
HODGES & HODGES.

HUGO. I. T.

Sept 3 190 X

Mr M. Intosh

Dear Sir

Enclosed

you will find an exact  
copy of all the Choctaw  
laws, there is in regard  
to marriages.

It has never, at any  
time, been necessary  
to obtain license to  
marry in Choctaw  
nation. In fact, there  
is no such thing  
known to Choctaw  
law as a marriage  
license.

Yours Truly  
Robt F. Hodges.

Marriage

Marriage

Be it enacted by the General Council  
of the Choctaw Nation Assembled,

Every male who shall have  
arrived at the full age of eighteen  
years, and every female who shall  
have arrived at the full age of  
sixteen years, shall be capable  
in case of contracting marriage,  
and no other legal prohibition  
exists. But if under these  
ages their marriage shall be void  
unless free consent by the  
parents and relations or guardian  
be first obtained.

Whoever shall contract marriage  
in fact, contrary to the prohibition  
of this section; and whoever  
shall knowingly solemnize  
the same, shall be both deemed  
guilty, one or both, of high  
misdemeanor, and shall upon  
conviction thereof be fined or  
imprisoned at the discretion of the

Content. It shall be lawful  
for all the Judges of this Nation  
and preachers of the gospel to  
solemnize the rites of matrimony,  
And in such Circumstances thereof, as  
requested, and be allowed to receive  
for every such service two  
dollars, to be paid by the parties  
so joined together. All marriages  
which are prohibited by law, on  
account of Consanguinity  
between the Parties, or on account  
of either of them having a former  
husband or wife then living,  
shall, if solemnized within this  
Nation, be absolutely void, without  
any decree of divorce, or other legal  
process.

The above is a literal Copy of  
the Choctaw marriage law  
as found in The Choctaw Code  
Compiled by A. R. Duncan, Esq.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
**FILED**

 CHAIRMAN.

3

and Ben. T. Hines and published  
in 1894, and is all the law on  
the subject. It never costs at  
any time necessary to have  
because the money according  
to the Cotton Law.  
Sept. 1894

Central District,  
Choctaw Nation,  
Indian Territory.

Grant, I.T.

Nov. 12, 1904.

*Simon Boalman*  
*Ellis Woods*

~~Witness~~, upon oath states that, ~~he is~~ <sup>they are</sup> a Choctaw by blood, that ~~he~~ <sup>they</sup> lived near John G. McIntosh in the year of 1875 and that John G. McIntosh was married to Mary Roberts on the 20th day of July, 1875, according to the Choctaw law.

*Witness*  
*Chort. Hocking*

*Simon<sup>his</sup> Boalman*  
*Ellis<sup>his</sup> Woods*

Subscribed and sworn to before me this 10th day of Nov. 1904.

*J. W. Hunter*

Notary Public.

My commission expires July 9 - 1908

1088

72942



Central District,  
Choctaw Nation,  
Indian Territory.

Grand, I.P.

Nov. 12, 1914.

Mrs. Patry Choate, upon oath states that she is a Choctaw by blood, that she  
lived near John S. McIntosh in the year of 1875 and that John S. McIntosh was  
married to Mary Roberts on the 12th day of July, 1875, according to the  
Choctaw law.

*Patry Choate* (Signed)

*Miss Mary Roberts*

Subscribed and sworn to before me this 12th day of Nov. 1914.

*John S. Roberts*  
Notary Public.

My commission expires \_\_\_\_\_

1946

72942

Appelton  
J. W. Everett

72942

United States - American  
Indian Territory  
Central District

Before me the undersigned, authority on this  
day personally appeared J.W. Emeridge & Grant I.  
who upon oath says:- That he is personally  
acquainted with J.G. McIntosh & Grant I.,  
That he has known him for 30 years, that he  
was a school mate with his wife, Mary Roberts,  
and that he well remembers the time and  
place, where they married by, County Probate  
Judge John<sup>m.</sup> Cole of Hamilton Co, Ind. <sup>July 26-1875</sup> ~~Ter, or~~  
and that they lived together as man and  
wife until the time of her death, Oct 17<sup>th</sup>  
or 1892, that his right as a citizen  
of the Choctaw Nation, has never been  
disputed in any way. J.W. Emeridge  
Subscribed and sworn to before me, this 18<sup>th</sup>  
day of Nov. A.D. 1904

J.M. Arnold  
Notary Public

Comm. exp. Oct 21-1911—

affidavit  
of  
JW Emsley

72942

N 1004

70942

Ninth State of America  
Indian Service  
Central District

Before me, the undersigned authority, on  
this day Personally appeared, S. L. Bacon, of  
Grant Co., who upon oath states:-

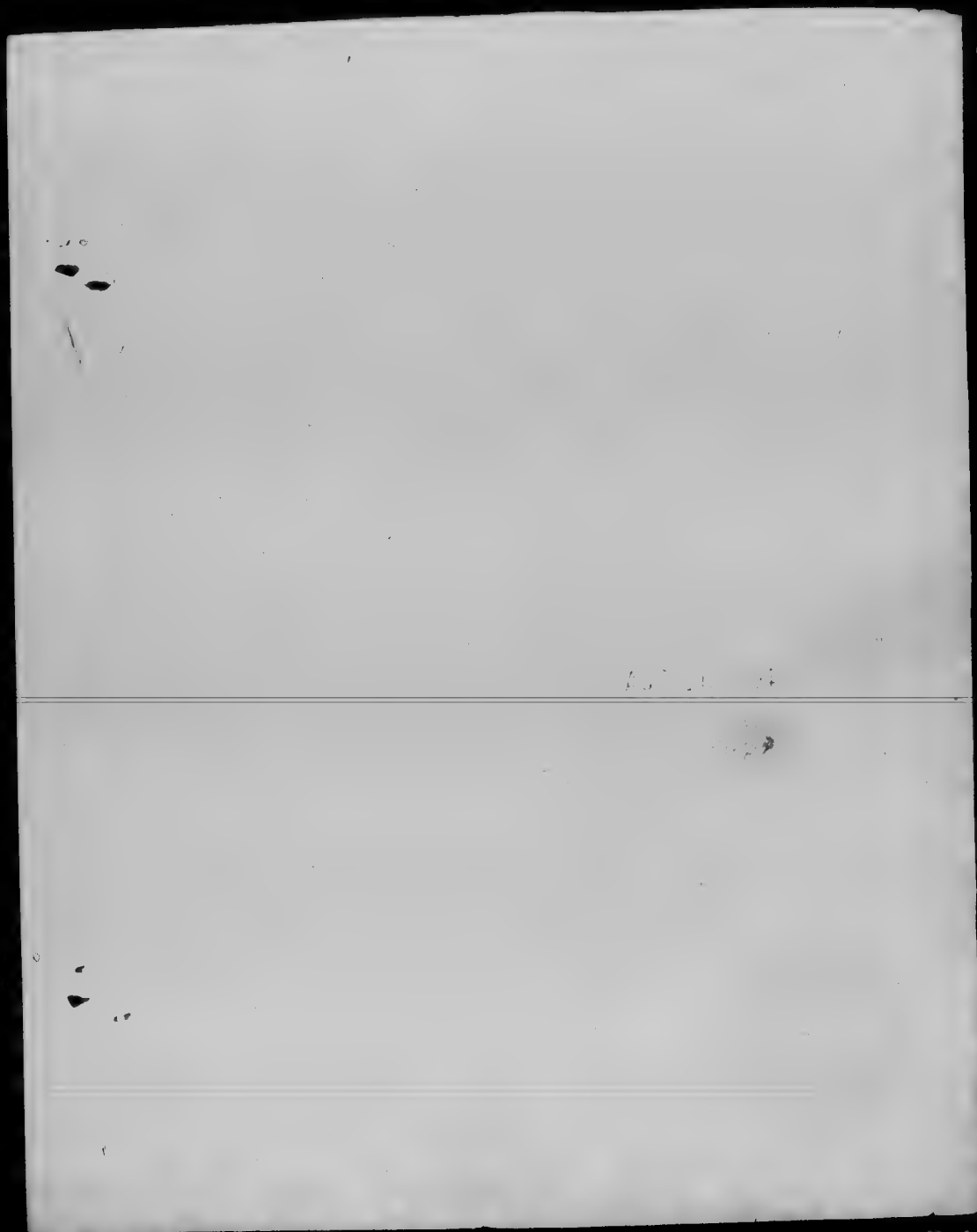
That he is personally acquainted with  
J. G. McIntosh, of Grant Co., that he has  
known him since his childhood days -  
that he was well acquainted with his  
wife, Mary Roberts, and that they lived  
together as man and wife until her  
death. That Mr. J. G. McIntosh, served  
on the jury and was always considered  
a citizen of the Choctaw Nation.

Signed ... S. L. Bacon

Subscribed and sworn to before me, this  
18th day of Nov. A.D. 1904

J. M. Areland  
Notary Public

Comm. exp. Oct 21-1914





This certifies that I have this day Apr. 26th 1893 united in marriage  
Mr. John G. McIntosh and Miss Sylvia Roberts.

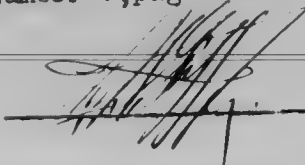
S. L. Oakes

County & Probate Judge.


Kiamichi County, C.N.

Ind. Ter.

I Tom Griggs, Jr on oath state that the above is a true and correct copy  
of the marriage certificate of John G. McIntosh and Miss Sylvia  
Roberts as recorded in record book number 7, page 428.

  
Clerk of the County and Probate  
Court of Kiamitia County.

Subscribed and sworn to before me this 23rd day of Aug. A.D. 1904.

  
Notary Public.

My commission expires Dec. 14th, 1906.

2

THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION

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THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
CENTRAL DISTRICT.

Before me R.E. Howells, a notary public, in and for the aforesaid district, on this day personally appeared, J. H. Hicklin *Sub.*  
Lyman Robinson  
who after being by me first duly sworn upon their oaths, deposes and says that they were present at the marriage of, John G. McIntosh, and Sylvia Roberts, on the 26th, day of April, 1893., at Goodwater, Miami County, Choctaw Nation. Which said marriage was solemnized by S. L. Oakes, a duly elected and qualified County and Probate Judge, during the said year 1893.,

J. H. Hicklin

*Attest as Notary  
R. E. Howells*

Lyman Robinson  
Subscribed and sworn to before me this, day of August, 1904.

My Commission Expires,  
December 14th, 1907.

R. E. Howells  
Notary Public.

CENTRAL DISTRICT,  
CHOCTAW NATION,  
INDIAN TERRITORY.

Grant, I.T.

Nov. 17, 1904.

John G. McIntosh, upon oath states that he is a Creek Indian by blood, that he is married to a Choctaw woman, and that he prefers to take his allotment in the Choctaw Nation and if allowed to do so, will relinquish all his right and interest in the Creek Nation.

John G. McIntosh

Sworn and subscribed to, before me this the 18 day of Nov. 1904.

J. W. L. [Signature]  
Notary Public.

My commission expires

July 7 - 1908

72942

7-D-942.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of John G. McIntosh as a citizen by intermarriage of the Choctaw Nation.

-- D E C I S I O N --

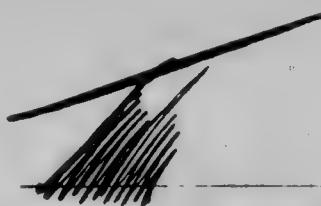
It appears from the record herein that on July 26, 1875, the applicant, John G. McIntosh, who is a Creek Indian, was lawfully married to Mary McIntosh (nee Roberts), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears (as Mary McIntosh) upon the 1885 Choctaw census roll, Kiamitia County, as No. 419; that at the date of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation; that they resided together continuously in said nation as husband and wife from said date of their marriage until the death of the said Mary McIntosh (nee Roberts) in 1892; that thereafter in April 1893, the applicant married Silvey McIntosh (nee Roberts), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name as No. 4637 appears upon a list prepared by the Commission to the Five Civilized Tribes, under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; and that said applicant has resided continuously in the Choctaw Nation from the date of his said marriage to Mary McIntosh up to and including September 25, 1902.

It further appears from the record herein that the applicant, John G. McIntosh, on August 9, 1904, appeared before the Commission to the Five Civilized Tribes and made application for the enrollment of himself as a citizen of the Creek Nation.

It appears from the records in the possession of this office that the applicant is identified upon the 1885 Choctaw census roll, Kiamitia County, as No. 418, and on the 1896 Choctaw census roll, of intermarried citizens, as No. 14873, page 395, and that he is also identified upon the 1890 authenticated tribal roll of the Creek Nation, page 56, in Coweta town.

It further appears from the record herein that on August 9, 1904, under the provisions of Section 21 of the Act of Congress approved June 28, 1898 (30 Stats., 495), the applicant appeared before said Commission at its office in Muskogee, Indian Territory, and elected for himself to be finally enrolled as a citizen of the Choctaw Nation, and to take his allotment of land in said Nation.

I am therefore of opinion that, following the ruling of the Department in the case of George A. Clark (I.T.D.3124-1902), John G. McIntosh should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495), and July 1, 1902 (32 Stats., 641), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

OCT 4- 1905

Muskogee, Indian Territory, October 4, 1905.

John G. McIntosh,

Grant, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered October 4, 1905, granting the application for your enrollment as a citizen by intermarriage of the Choctaw Nation.

~~The attorneys for the Choctaw and Chickasaw Nations~~ have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against your enrollment. If at the expiration of that time no protest has been filed your name will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Commissioner.

Register.

7-D-942.



7-D-942.

COPY.

Muskogee, Indian Territory, October 4, 1905 .

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered October 4, 1905, granting the application for the enrollment of John G. McIntosh as a citizen by inter marriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the enrollment of said applicant. If at the expiration of that time no protest has been filed, his name will be placed upon the final roll of citizens by inter-marriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

*Jame D. ...*

Commissioner.

Register.

7-D-942.

Muskogee, Indian Territory, November 28, 1902.

John G. McIntosh,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 14th instant, in which you state that you are enrolled with your family as a citizen of the Choctaw Nation, but that you are a Creek citizen by blood and desire to be advised if you can take your allotment in the Choctaw Nation or if you will have to take it in the Creek Nation.

In reply to your letter you are advised that it does not appear from our records that any person by the name of John G. McIntosh has been listed for enrollment by this Commission as a citizen of the Choctaw Nation or that any application has ever been made for such enrollment.

It does appear however, that on May 11, 1899, Silvey McIntosh, 25 years of age, of Grant, Indian Territory, and her children, John G., Alexander, William R. and Rutha McIntosh, were listed for enrollment by this Commission as citizens by blood of the Choctaw Nation. The husband of Silvey McIntosh and the father of the children above named, appears upon our records as J. G. McIntosh, a non citizen.

It does not appear that John G. McIntosh has ever made application to this Commission for enrollment as a citizen of the Creek Nation. His name does however, appear upon the 1890 Creek tribal roll.

In further reply to your letter your attention is invited to the following provision of the act of Congress of June 28, 1898:

"The several tribes may, by agreement, determine the right of persons who for any reason may claim citizenship in two or more tribes, and to allotment of lands and distribution of moneys belonging to each tribe; but if no such agreement be made, then such claimant shall be entitled to such rights in one tribe only, and may elect in which tribe he will take such right."

Respectfully,

Acting Chairman.

Choctaw D 942

Mustoge, Indian Territory, January 29, 1903.

John G. McIntosh,

Grant, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of January 10, in which you state that you prefer to take your allotment in the Choctaw Nation if you are permitted to do so, as your family will have to take theirs in that nation.

In reply to your letter you are advised that it appears from our records that you have been listed among the doubtful claimants to enrollment as an intermarried citizen of the Choctaw Nation. Your final right to such enrollment has not yet been determined by the Commission, but if you desire you may forward an affidavit, stating that you desire to elect to take your allotment in the Choctaw Nation, and that if you are permitted to do so you relinquish all your right, title and interest in and to the lands of the Creek Nation.

As soon as a decision is reached in your case you will be notified of the action of the Commission.

Respectfully,

Acting Chairman

7 D-942.

Muskogee, Indian Territory, December 10, 1903.

Commission to the Five Civilized Tribes,  
Creek Enrollment Division,  
Muskogee, Indian Territory.

Gentlemen:

It appears from our records that John G. McIntosh has been listed for enrollment as a citizen by intermarriage of the Choctaw Nation.

It further appears that he is the son of Louis McIntosh a Creek Indian, now deceased, and that his name appears upon the 1890 Creek tribal roll.

You are requested to advise this office as to whether or not John G. McIntosh has ever made application or been listed for enrollment as a citizen of the Creek Nation and, if so, what disposition has been made of his application.

Respectfully,

Chairman.

7 D-942.

Muskogee, Indian Territory, December 10, 1903.

Commissioner in Charge,  
Cherokee Land Office,  
Tahlequah, Indian Territory.

Dear Sir:

It appears from our records that John G. McIntosh has been listed for enrollment as a citizen by intermarriage of the Choctaw Nation.

It further appears that he is the son of Louis McIntosh a Creek Indian, now deceased, and that his mother was Ruth McIntosh a Cherokee, now deceased.

You are requested to advise this office as to whether or not John G. McIntosh has ever made application or been listed for enrollment as a citizen of the Cherokee Nation and, if so, what disposition has been made of his application.

Respectfully,

Chairman.

7-1639

R. 63

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, December 14, 1903.

Commission to the Five Civilized Tribes,  
Choctaw-Chickasaw Enrollment Division.

Gentlemen:

The Creek Enrollment Division is in receipt of your letter of December 10, in which it is stated that it appears from the records of your division that John G. McIntosh has been listed for enrollment as a citizen by intermarriage of the Choctaw Nation; that he is the son of Louis McIntosh, a Creek Indian now deceased, and that his name appears upon the 1890 Creek tribal roll.

You request to be advised as to whether or not John G. McIntosh has ever made application or been listed for enrollment as a citizen of the Creek Nation, and if so, what disposition has been made of his application.

In reply you are advised that John G. McIntosh, Alexander McIntosh, William R. McIntosh, Ruth McIntosh, and Joe Quiege or Coegie are identified on the 1890 authenticated tribal rolls of the Creek Nation and that it appears from the records of the Creek Enrollment Division that John G. McIntosh, Alexander McIntosh, William R. McIntosh and Ruth McIntosh are listed for Enrollment on Choctaw card, number 1639. It does not appear that application has been

made to the Creek Enrollment Division for the enrollment of any of the above named persons.

You are requested to advise the Creek Enrollment Division what disposition, if any, has been made of the application for the enrollment of Alexander McIntosh, William R. McIntosh, Ruth McIntosh as citizens of the Choctaw Nation, and whether application has been made to said Choctaw Division for the enrollment of Joe Quiege or Coegie as a citizen of said Nation.

Reference is made to 7 D. 942.

Respectfully,

(Signed) Tams Bixby,  
Chairman.



COMMISSIONERS

TAMS BIXBY.  
THOMAS B. NEEDLES.  
C. H. BRECKINRIDGE.  
W. E. STANLEY.

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES

E. 63

ALLISON L. AYLESWORTH.  
SECRETARY.

Muskogee, Indian Territory, December 14, 1903.

Commission to the Five Civilized Tribes,  
Choctaw-Chickasaw Enrollment Division.

Gentlemen:

The Creek Enrollment Division is in receipt of your letter of December 10, in which it is stated that it appears from the records of your division that John G. McIntosh has been listed for enrollment as a citizen by intermarriage of the Choctaw Nation; that he is the son of Louis McIntosh, a Creek Indian now deceased, and that his name appears upon the 1890 Creek tribal roll.

You request to be advised as to whether or not John G. McIntosh has ever made application or been listed for enrollment as a citizen of the Creek Nation, and if so, what disposition has been made of his application.

In reply you are advised that John G. McIntosh, Alexander McIntosh, William R. McIntosh, Ruth McIntosh and Joe Quiege or Coeie are identified on the 1890 authenticated tribal rolls of the Creek Nation and that it appears from the records of the Creek Enrollment Division that John G. McIntosh, Alexander McIntosh, William R. McIntosh and Ruth McIntosh are listed for Enrollment on Choctaw card, number 1639. It does not appear that application has been made to the Creek Enrollment Division for the enrollment of any of the above

named persons.

You are requested to advise the Creek Enrollment Division what disposition, if any, has been made of the application for the enrollment of Alexander McIntosh, William R. McIntosh, Ruth McIntosh as citizens of the Choctaw Nation, and whether application has been made to said Choctaw Division for the enrollment of Joe Quiege or Coegie as a citizen of said Nation.

Reference is made to 7 D. 942.

Respectfully,



Chairman.

7-D-942  
7--1639

Haslogee, Indian Territory, December 18, 1903.

Commission to the Five Civilized Tribes,  
Cherokee Enrollment Division.

Gentlemen:

Receipt is hereby acknowledged of your letter of December 14, 1903, in which you state that John G. McIntosh, Alexander McIntosh, Will R. McIntosh, Ruth McIntosh and Joe Quiege (or Coegie), are upon the 1890 authenticated tribal roll of the Creek Nation, but it does not appear that application has been made for enrollment of any of the above named persons as citizens of the Creek Nation.

You request to be advised what disposition, if any, has been made for the application of Alexander McIntosh, Will R. McIntosh and Ruth McIntosh as citizens of the Choctaw Nation, and whether application has been made to the Commission for enrollment of Joe Quiege (or Coegie) as a citizen of the Choctaw Nation.

In reply to your letter you are informed that it appears from our records that John G. McIntosh, son of Louis McIntosh, a Creek, and Ruth McIntosh, a Cherokee, has made application to this Commission for enrollment as an intermarried citizen of the Choctaw Nation, but his final right to such enrollment has not yet been determined.

It further appears that John G. McIntosh, Alexander McIn-

Commission, --2

toah, Will R. McIntosh and Rutha McIntosh, children of John G. McIntosh and Mary Roberts, have been enrolled by the Commission as citizens by blood of the Choctaw Nation, and on December 12, 1902, their enrollment was approved by the Secretary of the Interior, and their names appear opposite numbers 4638 to 4641 inclusive, respectively.

You are further advised that it does not appear from our records that application has been made for enrollment of Joe Quiege (or Coegie) as a citizen of the Choctaw Nation.

Respectfully,

Chairman.

70942

BCJ

Tahlequah, Indian Territory, December 19, 1903.

Commission to the Five Civilized Tribes,  
Choctaw-Chickasaw Enrollment Division,  
Muskegee, Indian Territory.

Gentlemen:

Receipt is acknowledged of the ~~commission's~~ letter of December 10, Choctaw D 942, in regard to the status of John G. McIntosh as an applicant for enrollment as a citizen of the Cherokee Nation.

In reply I have to state that John G. McIntosh is not an applicant for enrollment by this commission as a citizen of the Cherokee Nation, nor does his name appear upon any of the Cherokee tribal rolls in the possession of this office.

Respectfully,

(Signed) C. R. Breckinridge.

Commissioner in Charge  
Cherokee Land Office.

MEM

Muskogee, Indian Territory, July 23, 1904.

John G. McIntosh,

Hugo, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of July 7, relative to your application for enrollment as an intermarried citizen of the Choctaw Nation. You state that you are a Creek and Cherokee by blood, but that you elect to be enrolled among the Choctaws as you have married into that tribe and have your home and improvements in that nation.

In reply to your letter you are advised that you should appear before the Commission for the purpose of electing to be enrolled as a citizen of the Creek, Cherokee or Choctaw Nation. Such appearance may be made before the Commission at its office in Muskogee, at any time; or you may appear at the Choctaw Land Office, Atoka, Indian Territory, September 6 - 7, 1904, or at the Chickasaw Land Office, Tishomingo, Indian Territory, September 8-9, 1904, for this purpose. Pending your enrollment by the Commission and the approval thereof by the Secretary of the Interior, no selection of allotment can be made by you. Your wife, Silvey McIntosh, should, however, appear before the land office at an early date for the

Commissioner in Charge.

J G McI 2

purpose of selecting her allotment.

Respectfully,

Commissioner in Charge.

1  
COMMISSIONERS  
JAMES HIBBY,  
THOMAS B. NEEDLES  
R. BRECKINRIDGE

WM. O. BRALL,  
Secretary

DEPARTMENT OF THE INTERIOR

COMMISSION TO THE FIVE CIVILIZED TRIBES

983  
En. 600.

Muskogee, Indian Territory, August 20, 1904.

Commission to the Five Civilized Tribes,  
Choctaw-Chickasaw Enrollment Division.

Gentlemen:

August 9, 1904, John G. McIntosh appeared before the Commission and made application for enrollment as a citizen by blood of the Creek Nation. A copy of the testimony is inclosed.

It appears that said John G. McIntosh has applied for enrollment as a citizen of the Choctaw Nation and that he has elected to be enrolled as a citizen of that Nation.

When his application for enrollment as a citizen of the Choctaw Nation has been finally disposed of, you are requested to advise the Creek Enrollment Division.

Respectfully,



Chairman.

HGH-1-20-1.



7-D-942

Mustoge, Indian Territory, October 7, 1904.

John G. McIntosh,

Grant, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of the 3rd instant, enclosing a letter from Robert F. Hodges of Hugo, Indian Territory, transmitting you a copy of the Choctaw law in regard to marriages, also a letter from the Secretary of the Interior dated September 27, 1904, advising you that you should comply with the requirements of the Commission or show cause why you cannot do so, and the same are returned you herewith for the reason that said papers do not seem to have any bearing on your application for enrollment as an intermarried citizen of the Choctaw Nation.

You are informed that the Commission has not yet passed upon the application for enrollment of John G. McIntosh as a citizen by intermarriage of the Choctaw Nation. As soon as a decision has been reached in your case you will be duly notified of the action taken in the matter.

Respectfully,

Enc. F. B. 3-G

Chairman.

COMMISSIONERS:  
TAMM BLKBY,  
THOMAS B. NEEDLES,  
C. R. BRACKINRIDGE.

WM. O. BEALL,  
Secretary

ADDRESS ONLY THE  
COMMISSION TO THE FIVE CIVILIZED TRIBES

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

REFER IN REPLY TO THE FOLLOWING

7-D-942

Muskogee, Indian Territory, October 18, 1904.

John G. McIntosh,

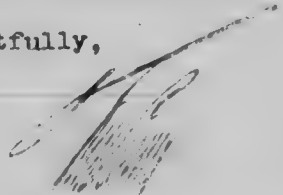
Grant, Indian Territory.

Dear Sir:-

It appears from our records that you claim the right to enrollment as an intermarried citizen of the Choctaw Nation by virtue of your marriage to Mary Roberts.

You are informed that before your application can be given further consideration it will be necessary that you furnish the Commission with the certificate of your marriage to said Mary Roberts. If for any reason you are unable to do so the affidavits of the witnesses to said marriage if properly executed and forwarded to this office will receive due consideration.

Respectfully,



Chairman.

Muskogee, Indian Territory, November 8, 1904.

John G. McIntosh,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of November 4, 1904, in answer to a communication addressed you by this Commission on October 18, 1904, requesting that you forward, at the earliest possible date, the original or certified copy of your marriage certificate showing your marriage to Mary McIntosh (nee Roberts), or, in lieu thereof, a sworn statement of two or more witnesses who were present at the time of said marriage.

This information has not, as yet, been received, and you are informed that before any further action can be taken in the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation it will be necessary that the information be forwarded at the earliest practicable date.

You are also requested to forward this Commission your sworn statement, electing in which nation you desire to be enrolled, should the Commission find that you are entitled to be enrolled either as a citizen by intermarriage of the Choctaw Nation, or as a citizen by blood of the Creek Nation.

# CORRECTION

THIS DOCUMENT

HAS BEEN

REPHOTOGRAPHED

TO ASSURE

LEGIBILITY

Muskogee, Indian Territory, November 8, 1904.

John G. McIntosh,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of November 4, 1904, in answer to a communication addressed you by this Commission on October 18, 1904, requesting that you forward, at the earliest possible date, the original or certified copy of your marriage certificate showing your marriage to Mary McIntosh (nee Roberts), or, in lieu thereof, a sworn statement of two or more witnesses who were present at the time of said marriage.

This information has not, as yet, been received, and you are informed that before any further action can be taken in the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it will be necessary that said information be forwarded at the earliest practicable date.

You are also requested to forward this Commission your sworn statement, electing in which nation you desire to be enrolled, should the Commission find that you are entitled to be enrolled either as a citizen by intermarriage of the Choctaw Nation, or as a citizen by blood of the Creek Nation.

J G McI --2

This matter should receive your immediate attention. An envelope for reply is enclosed herewith.

Respectfully,

Enc. Env.

Chairman.

7-D-442

Muskogee, Indian Territory, November 30, 1901.

John G. McIntosh,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 17th instant, enclosing the affidavits of Patsey Shott, Simon L. Leman, Ellen Woods and others relative to your marriage to Mary Roberts and the same have been duly filed with the records. The Commission as application for your enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Special Agent in Charge.

7-D-942

Muskogee, Indian Territory, December 1, 1904.

John G. McIntosh,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of November 17, 1904, enclosing the affidavits of Patsy Shoat, Simon Badian, Ellen Woods and others relative to your marriage to Mary Roberts and the same have been duly filed with the records of the Commission in the matter of your application for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Commissioner in Charge.



Muskogee, Indian Territory, May 20, 1905.

John G. McIntosh,

Grant, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of May 6, 1905, addressed to the Secretary of the Interior which has been by him referred to this Commission for consideration and appropriate action. Therein you refer to your right to enrollment and state that you are an Indian by blood.

In reply to your letter you are advised that your name appears upon the 1890 roll of the Creek Nation, but it also appears that you are an applicant to the Commission for enrollment as an intermarried citizen of the Choctaw Nation, and when further action is taken in your case you will be notified.

Respectfully,

Chairman.

7  
Muskogee, Indian Territory, October 12, 1905.

The Honorable,

The Secretary of the Interior,

Sir:

On October 3, 1905 ( I T D 9531-1905) the Secretary of the Interior referred to this office, for report and recommendation, letter of John G. McIntosh, of Grant, Indian Territory, of September 26, 1905. Wherein Mr. McIntosh requests that his application for enrollment as an intermarried citizen of the Choctaw Nation be disposed of, and that he be allowed to select his allotment in the Choctaw-Chickasaw country.

Reporting in this matter I have the honor to advise that on October 4, 1905, a decision was rendered granting the application of John G. McIntosh for enrollment as an intermarried citizen of the Choctaw Nation. On the same date he was notified of this action and the attorneys for the Choctaw and Chickasaw Nations were allowed fifteen days from that date to protest against this decision. If, at the expiration of that time no protest is filed, his name will be placed upon a schedule of citizens by intermarriage of the Choctaw Nation to be forwarded for Departmental approval.

The letter of John G. McIntosh is herewith returned.

Respectfully,

Through the Commissioner  
of Indian Affairs.

Commissioner.

7-D-112

Muskogee, Indian Territory, October 18, 1904.

John G. McIntosh,

Grant, Indian Territory.

Dear Sir:-

It appears from our records that you claim the right to enrollment as an intermarried citizen of the Choctaw Nation by virtue of your marriage to Mary Roberts.

You are informed that before your application can be given further consideration it will be necessary that you furnish the Commission with the certificate of your marriage to said Mary Roberts. If for any reason you are unable to do so the affidavits of two witnesses to said marriage if properly executed and forwarded to this office will receive due consideration.

Respectfully,

Chairman.

7- D 942

Muskogee, Indian Territory, August 30, 1905.

John G. McIntosh,  
Grant, Indian Territory.

Dear Sir:-

I am in receipt by reference from the Secretary of the Interior, for consideration and appropriate action, of your letter of August 17th, requesting to be advised why you are not permitted to select an allotment of the lands of the Choctaw and Chickasaw Nations.

In reply to your letter you are advised that no action having been taken upon your application for enrollment as an intermarried citizen of the Choctaw Nation, you would not be permitted to select an allotment of the lands of the Choctaw and Chickasaw Nations.

If, however, you are the owner of any improvements in either the Choctaw or Chickasaw Nations which have been applied for in allotment by any other citizens, you will be permitted to appear before the Land Office of the Nation in which such improvements are located and institute contest proceedings therefor.

This office is now considering the record in your application for enrollment as a citizen by intermarriage of the Choctaw Nation and it is probable that a decision will be rendered therein

(2)

in the near future. You will be furnished a copy of this decision when the same is made known.

The letters enclosed with your communication of August 11th, are transmitted herewith.

Respectfully,

OP-30-1

Commissioner.

1640

Sally Holton

Choc

EMPTY

1641

Daniel webster

et al

Choc

Cahy

# BILL OF DIVORCE.

**The Choctaw Nation,**

In Circuit Court of the Third Judicial District, Regular *(11/10/07)* term  
1907, a petition of *Lucy Webster*  
being presented by *her* Attorney in said Court, for a Bill of Divorce, setting forth the facts, etc.,  
and after the Court hearing the Testimony in regard to the petition do order and decree that a Bill of  
Divorce be issued to the applicant, *Lucy Webster*

THEREFORE, I do issue a Bill of Divorce to said applicant *Lucy Webster*

forever releasing *her* from the Bonds of Matrimony heretofore existing  
between *Lucy Webster* and *Samuel Webster*

Given under my hand and seal of office, this the

*10* day of *November* A.D. 1907

Circuit Clerk, 3d District, C. N.

By

Deputy.



DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

1903



CHAS.

Copy

In the matter of Lucy Webster  
vs Daniel Webster was brought before  
the Court for a bill of divorce  
and other relief and after the Court  
heard the evidence in the case, do  
grant unto Lucy Webster a bill of divorce  
and order a decree that the said Lucy  
Webster is hereby put in custody and  
control for her own use and control  
benefit the following property 3 Cows  
and Calves 4 Head of Horses and about  
15 Head of Hogs. This 16th day of August 1902.

E. M. Conrad 981

Circuit Judge 3<sup>rd</sup> Dist.  
(Choctaw Nation)

I, Wm. E. Enidg District Clerk, 3<sup>rd</sup> Dist. Ch. N.  
do hereby certify that the above and fore-  
going is a true and copy of the order of  
Circuit Court Third Judicial District Ch. N.  
in the matter of Lucy Webster vs Daniel Webster  
Done on the 16th day of August 1902 at  
May Leve Circuit Court Ground in Regular  
August term 1902. In testimony whereof I  
hereunto set my hand and caused the seal  
of the Third Dist Choctaw Nation to be affixed  
hereto. Done this 14th day of April 1903.

Wm. Enidg -

District Clerk 3<sup>rd</sup> Dist  
C. N.

1642

Sina Morris et al

Choc

7-1648.

Muskogee, Indian Territory, December 29, 1902.

D.P. Harold,

Notary Public,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Rilda Fulton, infant daughter of William Fulton and Sina Morris, which occurred December 19, 1901; and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

IN RE

Application for Enrollment of  
INFANT CHILD.

*Liza M. M. M.*

As a citizen of the

Nation.

Approved

1899.

  
Commissioner.

COMMISSIONER

RECEIVED

FILED

*Aug 1899*

 CHAIRMAN.

11542

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of Liza Morris, born on the 3 day of July, 1898  
Name of father: George Morris, a citizen of the Chickasaw Nation.  
Name of mother: Liza Morris, a citizen of the Chickasaw Nation.  
Post Office: Shant, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Central District.

I, Liza Morris, on oath, state that I am 25 years of age and a  
citizen, by blood, of the Chickasaw Nation; that I am the  
lawful wife of George Morris, who is a citizen, by blood, of the  
Chickasaw Nation; that a child was born to me on the 3 day  
of July, 1898; that said child has been named Liza Morris,  
and is now living.

Subscribed and sworn to before me this 11 day of August, 1899.

Commissioner Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, \_\_\_\_\_, a \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1899; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1899.

Notary Public.

Central District }  
Chickamauga Nation } Before me  
O. P. Howard, Notary Public acting in  
and for the Central District Chickamauga  
Nation. I personally appeared  
Jesse Baptist who on her oath states  
she was present when Mrs Lina  
Fuller (nee Lina Morris) gave birth to a  
female child, this was on the 19th  
day of Dec. 1901, and that the mother  
of this child died on the 19th day  
of February 1902, and that this  
child has been named Wilhelmina Fuller  
and still living <sup>at present</sup> ~~in the~~ <sup>in the</sup> nation.

Subscribed and sworn  
to before me this the 22 day of Dec AD 1902  
O. P. Howard

Notary Public

W. H. J.

7-1642 INDEX

IN RE

Application for Enrollment of

INFANT CHILD

Rilda Fults

as a citizen of the

Choctaw Nation.

Approved

190

Commissioner.

RECEIVED THE  
COMMISSION TO THE CIVILIZED TRIBES

FILED

DEC 15 1902

ACTING CHAIRMAN



# DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,  
 of Rilda Fulton, born on the 19 day of December, 1901  
 (Here insert name of child.)  
 Name of Father: William Fulton, a citizen of the Choctaw Nation.  
 Name of Mother: Sina Morris, a citizen of the Choctaw Nation.  
 Post-Office: \_\_\_\_\_

## AFFIDAVIT OF MOTHER.

Batter: mother is deaf.

UNITED STATES OF AMERICA, )  
 INDIAN TERRITORY, )

Central District. )

I, William Fulton, on oath state that I am 30  
 years of age and a citizen, by Blood, of the Choctaw Nation;  
 that I am the lawful ~~husband~~ husband of Sina Morris, who is a citizen, by  
Blood, of the Choctaw Nation, that a child was  
 born to ~~me~~ on the 19 day of December, 1901; that said child has been  
 named Rilda Fulton, and is now living.

WITNESSES TO MARK

(Must be Two  
 Witnesses.)

Subscribed and sworn to before me this

3

day of

December

1902

He R. L. L.

Notary Public

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )

Central District. )

I, Louisa Battiest, a mid-wife, on oath state that I  
 attended on Mrs. Sina Morris, wife of William Fulton,  
 on the 19 day of December, 1901; that there was born to her on said  
 date a Female child; that said child is now living and is said to have been  
 named Rilda Fulton.

WITNESSES TO MARK

(Must be Two  
 Witnesses.)

H. G. Hays  
W. L. Hays

Louisa Battiest  
her  
mark

Subscribed and sworn to before me this

3

day of

December

1902

He R. L. L.

Notary Public.

1643

Sophia Tanitobe

choc

---

7- 735  
7-1743

Muskogee, Indian Territory, April 9, 1903.

Uattie Frazier,

Spencerville, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of the 3d inst., stating your maiden name and the time and place application was made for your enrollment as a citizen by blood of the Choctaw Nation, and that you were married to Sam Frazier in 1900.

The information contained in your letter has been made of record in the matter of your enrollment as a citizen by blood of the Choctaw Nation.

Respectfully,

Chairman.

Hugo, Int.Ter. July 15, 1904.

Commission to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Gentlemen :-

Replying to your letter of June 30th, relative to the matter of the filing of Sophia Tanitobe, will say that she died on February 15, 1900, and as I understand it she would not be entitled to any of the lands or moneys now due the Choctaw people. I am a daughter to the decease and was with her at her death.

Trusting that this will cover all information necessary in her case, I am,

Very respectfully,

her  
Louisa X Battiest.  
mark

Witness to mark -

J.N.Leard, Hugo, I.T.  
Arthur Adams, Hugo, I.T.

Mustang, Indian Territory, Feb. 22, 1901.

Louisa Battiest,

c/o J.H. Leard,

Hugo, Indian Territory.

Dear Madam :-

Receipt is hereby acknowledged of your letter of the 15th inst., stating that your mother, Sophia Tanitobe, died February 15, 1900. For the purpose of making her death a matter of record there is enclosed herewith blank affidavits for proof of death, which you are kindly requested to have properly executed and returned to this office without as little delay as possible.

Respectfully,

Inv. D.C.

Commissioner in Charge.

7-1643

Muskogee, Indian Territory, January 30, 1905.

Osborn Battiest,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 24, 1905, in which you state that Sophia Tanitubbe died sometime before September 1902; that she has been dead over five or six years to the best of your knowledge, but that you cannot give the year and month and day.

There is enclosed herewith a blank for the purpose of making the death of Sophia Tanitobe a matter of record and you are requested to have the same executed and returned to this office as early as practicable.

You will note that there is a blank for a relative and one for an acquaintance and in having the same executed you should be careful to see that all blanks are properly filled, all names written in full and the Notary before whom the affidavits are acknowledged affixes his name and seal to each affidavit.

Please give this matter immediate attention.

Respectfully,

D. C. Env.

Chairman.

1644

PITman Hayes

Choc

1644

Pitman Hayes

Choc

EMPTY



1645

Charles Tanitubbi et al

Choc

IN RE

Application for Enrollment of

INFANT CHILD

*Jemil Tuitubon*  
as a citizen of the*Philippines* Nation.

Approved, DEC 2 1 1902 190

  
Commissioner.DEPARTMENT OF THE  
COMMISSION TO THE ORGANIZED TROOPS

FILED

DEC 24 1902

CHOCTAW

7-1645

## DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Shoshone Nation,  
 of Jennie Saniluba, born on the 7 day of Sept, 1900  
 (Date must be year of birth.)  
 Name of Father: Charlie Saniluba, a citizen of the Shoshone Nation.  
 Name of Mother: Amelia Saniluba, a citizen of the Shoshone Nation.  
 Post-Office: Spokane Falls

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY, )

Butte District. )

I, Amelia Saniluba, on oath state that I am 31  
 years of age and a citizen, by blood, of the Shoshone Nation;  
 that I am the lawful wife of Charlie Saniluba, who is a citizen, by  
blood, of the Shoshone Nation, that a female child was  
 (Male or female.)  
 born to me on the 7 day of Sept, 1900; that said child has been  
 named Jennie Saniluba, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses.)

J. W. Milam  
Albert Morrison

Subscribed and sworn to before me this 24 day of Jan, 1903.

J. P. Harris

Notary Public.

Wm. F. F.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, )

INDIAN TERRITORY, )

Butte District. )

I, Dr. J. W. Milam, a physician, on oath state that I  
 attended on Mrs. Amelia Saniluba, wife of Charlie Saniluba,  
 on the 7 day of Sept, 1900; that there was born to her on said  
 date a female child; that said child is now living and is said to have been  
 (Male or female.)  
 named Jennie Saniluba.

WITNESSES TO MARK

(Must be Two  
Witnesses.)

George H. Nelson  
Wm. F. F.

Subscribed and sworn to before me this 7 day of Feb, 1903.

J. P. Harris

Notary Public.

14-27  
IN RE

Application for Enrollment of

INFANT CHILD

*Jennie L. Tubbs*  
as a citizen of the

*Cherokee* Nation.

Approved

190

Commissioner.

DEC 14 1902

## DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the *Choctaw* Nation,  
 of *Jennie Sanitube*, born on the *9* day of *Sept*, 1900  
 Name of Father: *Charlie Sanitube*, a citizen of the *Choctaw* Nation.  
 Name of Mother: *Amelia Sanitube*, a citizen of the *Choctaw* Nation.  
 Post-Office: *Grant T.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Central*

District.

I, *Amelia Sanitube*, on oath state that I am *20*  
 years of age and a citizen, by *Black*, of the *Choctaw* Nation;  
 that I am the lawful wife of *Charlie Sanitube*, who is a citizen, by  
*Black*, of the *Choctaw* Nation, that a *female* child was  
 born to me on the *9* day of *Sept*, 1900; that said child has been  
 named *Jennie Sanitube*, and is now living.

WITNESSES TO MARK

(Must be Two)

(Witnesses)

*W. R. Whitaker*  
*W. E. Manwell*

*Amelia Sanitube*  
*mark*

Subscribed and sworn to before me this

day of

1900

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

*Central*

District.

I, *Falsie Choate*, a *Midwife*, on oath state that I  
 attended on Mrs. *Amelia Sanitube*, wife of *Charlie Sanitube*  
 on the *9* day of *Sept*, 1900; that there was born to her on said  
 date a *female* child; that said child is now living and is said to have been  
 named *Jennie Sanitube*.

WITNESSES TO MARK

(Must be Two)

(Witnesses)

*W. R. Whitaker*  
*W. E. Manwell*

*Falsie Choate*  
*mark*

Subscribed and sworn to before me this

day of

1900

Notary Public.

7- 1631  
7- 1645  
7-D- 143  
18-D- 33

Muskogee, Indian Territory, December 21, 1902.

E. P. Harold,

Grant, Indian Territory.

Dear Sir:

There was received at this office on December 24, 1902, the application for enrollment as a citizen of the Choctaw Nation of David Santubee, infant daughter of Charlie and Amelia Santubee, born September 1, 1901. It appears that the father of said child was unable to attach his name and signature to said application.

For the purpose of completing your enrollment, this record of birth in proper form there is enclosed your application, which you are requested to have filled out. In having the same executed be careful to see that all blanks are properly filled, all names written in full, and in the event either of the persons whose names are to be affixed to the affidavit are unable to write, and their signatures are by mark, that such signatures are attested by two disinterested parties, witnesses thereto, and that the Notary Public before whom the same are acknowledged must affix his notarial seal and seal to each separate affidavit.

Upon return of the enclosed blank properly executed the matter of the enrollment of this child will receive further consideration.

D. P. Harold-----2

Receipt is also acknowledged of the application for enrollment as a Chickasaw Freeman of Elie McDonald, infant son of Eli and Ida McDonald, born February 21, 1900. Also certificate of marriage between Elie McDonald and Ida McDonald, 1900. It appears in the affidavit of the mother that she is a citizen by birth of the Chickasaw Nation.

This is hereby kindly stated when, where, and under what circumstances the child was born, the names of the parents and other persons who were present at the birth, and the date of the birth, and the date of the application for enrollment.

Receipt is also acknowledged of the application for enrollment as a citizen of the Chickasaw Nation of Elie McDonald, infant son of Charles W. McDonald and Ida McDonald, 1900; also the application for enrollment as a citizen of the Chickasaw Nation of Alice Irvin, infant daughter of Charles W. McDonald and Ida McDonald, born April 1, 1901, and the application for enrollment as a citizen of the Chickasaw Nation of the child of the above named children.

Receipt is further acknowledged of the application for enrollment as a citizen of the Chickasaw Nation of Thomas Armin Robinson, infant son of Thomas and Alice Robinson, born December 15, 1903.

You are advised that the Commission is without authority to enroll this child, it appearing that it was born December 15,

D. P. Harold—3

1902, subsequent to the date of the ratification of September 16, 1902, of the act of Congress approved July 1, 1902.

Section twenty-eight thereof is as follows:

"The names of all persons living on the date of the final ratification of this amendment entitled to be enrolled as provided in section 27 herein shall be placed upon the rolls made by said Commission; and no child born thereafter to a citizen or foreigner and no person unmarried thereafter to a citizen shall be entitled to enrollment or to participate in the distribution of the tribal property of the deceased children."

Respectfully,

Acting Chairman.

Enc. B. C.



7-1845.

Muskogee, Indian Territory, February 12, 1903.

Charles Tanitubee,

Grant, Indian Territory.

Dear Sir:

It appears from our records that there was received at this office December 24, 1902, the application for enrollment as a citizen of the Choctaw Nation of Jennie Tanitubee, infant daughter of Charlie and Amelia Tanitubee, born September 9, 1900.

It further appears that the notary public before whom the affidavits of the mother and attending midwife were acknowledged neglected to affix his notarial jurat thereto.

For the purpose of assisting you in the matter, a new blank for proof of birth was forwarded you with instructions relative to the execution of same.

Receipt is hereby acknowledged of return of the affidavits, and the same being in proper form have been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

1646

Namon Fobb et al

Choc

7-1646.

Muskogee, Indian Territory, August 20, 1903.

Benjiman Forb,

Kosoma, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Lillie Forb, infant daughter of Benjiman and Louisa Forb, born June 28, 1903; and the same is returned to you herewith for further information relative to the mother of the child.

It is stated in the affidavit of the mother that her name is Louisa Forb, that she is 35 years of age, a citizen by blood of the Choctaw Nation and the lawful wife of Benjiman Forb who is a citizen by blood of the Choctaw Nation.

If this is correct, you are requested to state her full maiden name, the time and place application was made for her enrollment, the names of other members of her family for whom application was made at the same time and any other information you may have which will enable the Commission to identify Louisa Forb as being duly listed for enrollment as a citizen by blood of the Choctaw Nation.

B F 2

If she is a citizen by blood of the Choctaw Nation who has been married to you since the time she was listed for enrollment as such, legal evidence of her marriage should be forwarded the Commission as authority for the change of her name upon our records from her maiden name to her present married name.

You are informed that it does not appear from our records that any person by the name of Benjamin Forb has ever been listed for enrollment as a citizen by blood of the Choctaw Nation. You are therefore requested to state your age, the time and place application was made for your enrollment and the names of the other members of your family for whom application was made at the same time.

Upon receipt of the information requested herein, together with legal evidence of marriage, and return of the application for the enrollment of your child, the matter will receive further consideration.

Yours truly,

Enc. B.I. 169.

Acting Chairman.

7-1648  
7-1939

Muskogee, Indian Territory, August 30, 1902.

Benjamin Fobb,

Tushkahowma, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 27th inst., enclosing the certificate of marriage between Benjamin Fobb and Louisa Anderson, and the same is returned to you herewith for further information relative to the enrollment of Louisa Anderson.

You are requested to, at to her age, the time and place application was made for her enrollment, the names of the other members of her family for whom application was made at the same time, and return this information together with the certificate of marriage for the further consideration of the Commission.

Yours truly,

Enc. B.I. 114.

Acting Chairman.

7-1646  
7-1939<

Muskogee, Indian Territory, October 8, 1902.

Benjamin Fobb,  
Tushkahomma, Indian Territory,

Dear Sir:

On August 30, 1902, a letter was addressed to you by the Commission acknowledging receipt of your letter of August 27, 1902, and returning the certificate of marriage between yourself and Louisa Anderson with request for further information relative to the enrollment of Louisa Anderson. You were requested to state her age, the time and place application was made for her enrollment, the names of the other members of her family for whom application was made at the same time and return the marriage certificate with this information for the consideration of the Commission. No reply to said letter of the Commission has been received and you are informed that no further action can be taken in the matter of the enrollment of your wife as a citizen of the Choctaw Nation until the Commission is supplied with the information requested. This matter should receive immediate attention.

An envelope for your reply is enclosed herewith, which requires no postage.

Respectfully,

Encl.

Acting Chairman.

7-1646  
7-1939

Muskogee, Indian Territory. December 12, 1902.

Louisa Fobb,

Kosoma, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Lily Fobb, infant daughter of Benjamin and Louisa Fobb, born June 28, 1902; and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

You are advised that it appears from our records that at the time you were listed for enrollment as a citizen of the Choctaw Nation, May 22, 1899, you were the wife of Benjamin Anderson while in the application for the enrollment of your minor child, Lily Fobb, you state that you are the wife of Benjamin Fobb.

You are requested to inform the Commission whether Benjamin Anderson is dead; or if you have been divorced from him. If divorced, it will be necessary for you to forward a certified copy of the decree of divorce between yourself and Benjamin Anderson; and either the original or certified copy of the

L P 2

marriage license and certificate between yourself and Benjamin Fobb.

Upon receipt of the information requested, the matter will receive further consideration.

Respectfully,

Acting Chairman.



1647

Anthony Bohanan et al

Choc

Muskogee, Indian Territory, October 3, 1902.

Anthony Bohanan,

Grant, Indian Territory.

Dear Sir:

The Commission has received information that your son, Style Bohanan, is dead; and you are requested to notify the Commission if this is true. If he is dead, for the purpose of making his death a matter of record, there is inclosed herewith a blank pro f of death, which you are ~~kindly~~ requested to have executed and return to this office as soon as practicable. You will notice that there is a blank for the affidavit of a relative and one for the affidavit of an acquaintance. Both of these blanks should be properly filled, all names written in full, and the affidavits sworn to before a notary public, who should affix his name and seal to each separate affidavit. Signatures by mark must be attested by two disinterested witnesses. You are requested to give this matter your immediate attention.

An envelope for your reply is inclosed herewith, which requires no postage.

Respectfully,

D.C.  
Env.

Acting Chairman.

7-1647.

Muskogee, Indian Territory, November 3, 1902.

Anthony Bohanan,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your affidavit and that of Isaac Hampton relative to the death of your son, Style Bohanan, a citizen by blood of the Choctaw Nation, which occurred August 11, 1900; and the same being in proper form have been duly filed with the records of the Commission as evidence of death of the above named person.

Respectfully,

Acting Chairman.

7-1647  
7-1648  
7-3760

Muskogee, Indian Territory, February 4, 1903.

J. D. Hampton,

Choctaw, Indian Territory.

Dear Sir:

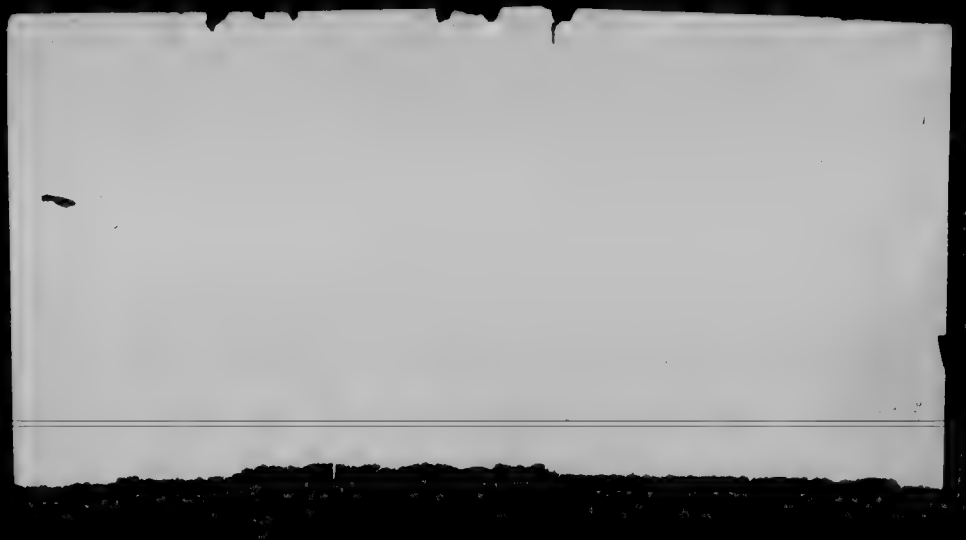
Receipt is hereby acknowledged of your letter of January 27, 1903, enclosing a description of the land which Anthony Robinson, Thomas Robinson, and J. D. Hampton desire to select in allotment.

In reply to your letter you are advised that the Commission has at this time no means of recording the selections of citizens of the Choctaw and Chickasaw Nations. Matters of this character will receive its consideration upon the establishment of land offices in the Choctaw and Chickasaw Nations, at which time the citizens of these two tribes may appear at the land office for the Nation in which their land is located and make formal application for their allotments.

No definite date has been fixed for the establishment of the land offices, but it is probable that the same will be opened the first of April.

Respectfully,

Acting Chairman.





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IN RE  
THE DEATH OF

*Styler, Benjamin*  
a citizen of the

*Choctaw* Nation

Approved: NOV 3 1902

*James B. By*  
Commissioner

*AK*

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

NOV 3 1902

*[Signature]*

ACTING CHAIRMAN

CH. 2.1

1647

# DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Style Bohannon  
(Here insert name of deceased.)  
 a citizen of the Chicklaw Nation, who formerly resided at or near  
Grant, Ind. Ter., and died on the 11<sup>th</sup> day of  
August, 1900.  
(Here insert name of post office.)

### AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.  
Central District.

I, Anthony Bohannon, on oath state that I am 60  
 years of age and a citizen, by Blood, of the Chicklaw Nation;  
 that my post office address is Grant Ind., Ind. Ter.; that I am  
Father of Style Bohannon.  
(State relationship as the father, an uncle, a cousin, etc.) (Here insert name of deceased.)

who was a citizen, by Blood, of the Chicklaw Nation;  
 and that said Style Bohannon died on the 11 day of  
August, 1900.  
(Here insert name of deceased.)

WITNESSES TO MARK

(Must be Two  
 Witnesses.)

H. L. Gooding  
Y. M. Hennessey  
 Subscribed and sworn to before me this 30 day of Oct, 1902

D. P. Howard

Notary Public.

### AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.  
Central District.

I, Isaac Hampton, on oath state that I am 72  
 years of age, and a citizen, by Blood, of the Chicklaw Nation;  
 that my post office address is Grant Ind., Ind. Ter.;  
 that I was personally acquainted with Style Bohannon.  
(Here insert name of deceased.)  
 who was a citizen, by Blood, of the Chicklaw Nation;  
 and that said Style Bohannon died on the 11 day of  
August, 1900.  
(Here insert name of deceased.)

WITNESSES TO MARK

(Must be Two  
 Witnesses.)

Subscribed and sworn to before me this 30 day of Oct, 1902

D. P. Howard

Notary Public.

Grant Ind.



1648

Frances Bohanan

Choc

7-1648

Muskogee, Indian Territory, August 6, 1902.

Will Lenox,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Wilson Lenox, infant son of Will and Francis Lenox, born March 24, 1902; and the same being in proper form has been duly filed with the records of the Commission, and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

7-1047  
7-1048  
7-3760

Muskogee, Indian Territory, February 4, 1903.

J. E. Hampton,

Muskogee, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 27, 1903, enclosing a description of the land which Anthony Bonham, Thomas Bonham, and J. E. Hampton desire to select in allotment.

In reply to your letter you are advised that the Commission has at this time no means of recording the selections of citizens of the Choctaw and Chickasaw Nations. Letters of this character will receive its consideration upon the establishment of land offices in the Choctaw and Chickasaw Nations, at which time the citizens of these two tribes may appear at the land office for the Nation in which their land is located and make formal application for their allotments.

No definite date has been fixed for the establishment of the land offices, but it is probable that the same will be opened the first of April.

Respectfully,

Acting Chairman.

7-1648

Muskogee, Indian Territory, March 17, 1905.

Isaac D. Hampton,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 11, 1905, in which you ask if application made for the enrollment of Sarah Hampton, daughter of Francis Bohanan and Isaac D. Hampton at Hugo, Indian Territory, is sufficient.

In reply to your letter you are informed that it does not appear from our records that application has been made to this Commission for the enrollment of Sarah Hampton, daughter of Frances Bohanan and Isaac D. Hampton and for your convenience there is inclosed herewith blank form for the enrollment of an infant child together with circular giving full information relative thereto.

Respectfully,

Chairman.

B. C.  
Circular.

Atoka, Indian Territory, June 2, 1900.

Mr. Will Lenox,

Grant, Indian Territory,

Dear Sir:

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Lena Lenox, the infant daughter of Will Lenox and Francis Bohnana, and the same being in proper form, has been duly filed with the records of the Commission.

Yours truly,

7-1648

Acting Chairman.

*IN RE*

Application for Enrollment of

INFANT CHILD

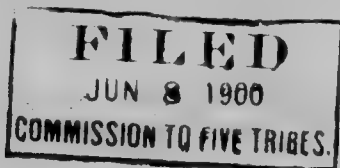
*Lena Lena*

as a citizen of the

Nation.

Approved

1900

*Commissioner.**OK.  
Chodlaw  
1648.*

## Department of the Interior,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
 of *Lena Senox*, born on the 14 day of April, 1900  
 Name of Father: *Will Senox*, a citizen of the *U S* Nation.  
 Name of Mother: *Francis Bohannon*, a citizen of the Choctaw Nation.  
 Postoffice: *Grant S. I.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.)

INDIAN TERRITORY

*Central*

District.)

I, *Francis Bohannon*, on oath state that I am *25*  
 years of age and a citizen, by *Blood*, of the *Choctaw* Nation;  
 that I am the lawful wife of *Will Senox*, who is a citizen, *U S*  
*U S*, of the *U S* Nation; that a female child was  
 born to me on the 14 day of April, 1900, that said child has been  
 named *Lena Senox*, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses.)

*Lena Senox*  
*Will Senox*

*Francis Bohannon*

Subscribed and sworn to before me this 6 day of June 1900

*Notary Public*  
 NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA.)

INDIAN TERRITORY

*Central*

District.)

I, *Lena Senox*, a *midwife*, on oath state that I  
 attended on Mrs. *Francis Bohannon*, wife of *Will Senox*,  
 on the 14 day of April, 1900, that there was born to her on  
 said date a female child; that said child is now living and is said to have been  
 named *Lena Senox*.

WITNESSES TO MARK

(Must be Two  
Witnesses.)

*Will Senox*  
*Francis Bohannon*

*Lena Senox*

Subscribed and sworn to before me this 6 day of June 1900

*Notary Public*  
 NOTARY PUBLIC

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD.

as a citizen of

Nation.

Approved

190

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

AUG 6 1902

1176



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of Wilson Leno, born on the 24 day of March, 1888  
(Here insert name of child)  
Name of Father: Will Leno citizen of the United States Nation.  
Name of Mother: Francis Leno citizen of the Cherokee Nation.  
Post-office Cherokee, Okla.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Cherokee District.

I, Francis Leno, on oath state that I am 25  
years of age and a citizen, by birth, of the Cherokee Nation;  
that I am the lawful wife of Will Leno, who is a citizen, by  
of the United States Nation; that a male child was  
(male or female)  
born to me on 24 day of March, 1892; that said child has been  
named Wilson Leno, and is now living.

## WITNESSES TO MARK:

(Must be Two Witnesses.)

John G. Odell  
Isaac Hampton

Subscribed and sworn to before me this 4 day of August, 1902

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Cherokee District.

I, Igie Robinson, a white, on oath state that I  
attended on Mrs. Francis Leno, wife of Will Leno  
on the 24 day of March, 1892; that there was born to her on  
said date a male child; that said child is now living and is said to have been  
(male or female.)  
named Wilson Leno.

## WITNESSES TO MARK:

(Must be Two Witnesses.)

John G. Odell  
Isaac Hampton

Subscribed and sworn to before me this 4 day of August, 1902

NOTARY PUBLIC

1649

Sam Bench

et al

Choc

# MEMORANDA.

(Date)

1899.

Name [REDACTED]

Choctaw ? County Year No.

Chickasaw ? County Year Page

Citizen by blood ? Mother's citizenship

Intermarried citizen ?

Married under what law ?

License filed this day

Wife's name

Choctaw ? County Year No.

Chickasaw ? County Year Page

Citizen by blood ? Mother's citizenship

Intermarried citizen ?

Married under what law ?

License filed this day

Names of children:

9 <i>William M. M. M.</i>	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.

*Part on the road with mother 12 miles*

1649

1650 Samuel B. Spring et al

Choc

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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-----o-----

The record herein is in the matter of the application for  
enrollment as a citizen of the Choctaw Nation of

MAUD M. SPRING.

7-1650.

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I. T., December 4th, 1902.

Choctaw 1650  
Intermarried

-----oOo-----

In the matter of the application of Maud Spring for enrollment as an intermarried citizen of the Choctaw Nation.

Maud Spring being first duly sworn testified as follows:

Examination by the Commission:

- Q What is your name? A Maud Spring.  
Q How old are you? A Twenty-three.  
Q What is your post office address? A Hugo.  
Q How long have you been a resident of the Choctaw Nation?  
A Ever since '91.  
Q Lived here continuously since '91? A Yes sir.  
Q Never made your home anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation?  
A Yes sir.  
Q What is the name of your Choctaw husband through whom you claim?  
A Samuel B. Spring.  
Q Is he a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q His rights to enrollment have never been disputed? A No sir.  
Q When were you married to Samuel B. Spring? A April 25, '95.  
Q Where was this marriage ceremony performed? A Goodland.  
Q At that time were both you and he bona fide residents of the Choctaw Nation? A Yes sir.  
Q Who performed the marriage ceremony? A J. P. Givens.  
Q Minister of the gospel? A Yes sir.  
Q Were you married under a license? A No sir.  
Q Were you ever married before your marriage to Samuel B. Spring?  
A No sir.  
Q Was he ever married before his marriage to you? A No sir.  
Q Since that marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce?  
A No sir.  
Q Are you at present living together as husband and wife and actual bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you given a certificate of marriage by that minister who married you? A It was presented previous to this enrollment.  
Q To the Commission? A Yes sir.
-

Maud Spring-----2

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 4th day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Albert G. McMillan*

Subscribed and sworn to before me this 20<sup>th</sup> day of January, 1903.

*Charles H. Sawyer*

Notary Public.

*next*

7 - 1680.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Maud  
L. Spring as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that Maud L. Spring, nee  
Terry, on April 25, 1898, was lawfully married to Samuel P. Spring,  
a recognized and enrolled citizen by blood of the Choctaw Nation,  
whose name appears as No. 4063 on the lists prepared by this Com-  
mission under the act of Congress approved July 1, 1902, (32  
stat., 641) of persons entitled to enrollment as citizens by blood  
of the Choctaw Nation and approved by the Secretary of the Interior  
December 12, 1902; that at the time of said marriage both persons  
above mentioned were residents in good faith of the Choctaw Nation,  
and that they lived together continuously as husband and wife in  
said Nation from the date of said marriage up to and including  
September 25, 1902.

From an examination of the tribal rolls in the possession of  
the Commission it is found that the name of Maud L. Spring, as  
Maud Spring, appears upon the 1898 Choctaw Census-roll of inter-  
married persons, No. 15049.

It is, therefore, the opinion of this Commission that Maud  
L. Spring should be enrolled as a citizen by intermarriage of the  
Choctaw Nation, in accordance with the provisions of the acts of  
Congress approved June 28, 1898, (30 Stat., 495) and July 1, 1902,  
(32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

*[Signature]*  
Chairman.

*[Signature]*  
Commissioner.

*C. R. Bucklin*  
Commissioner.

*W. E. Murray*  
Commissioner.

Muskogee, Indian Territory.

JAN 7 1904



7-1650

Muskogee, Indian Territory, January 7, 1904.

Maud W. Spring,

Hugo, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered January 7, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Enc. 7-1650.

7-1650

Muskogee, Indian Territory, January 7, 1904.

Mansfield, McMurray & Cornish,  
Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered January 7, 1904, granting the application of Maud M. Spring for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling said Maud M. Spring as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

LESLIE M. BROWN,  
Chairman.

Registered.

Enc. 7-1650

Goodland, N.H.

April 29<sup>th</sup> 1895

This is to certify that J. P. Gibbons is  
minister of the Gospel here it is so recorded  
in my statement. Witness my hand & Seal  
at G. S. B. Spring

GIVEN under my hand  
at the 29<sup>th</sup> day of April A. 1895

Signed

J. P. Gibbons.  
Minister of the Gospel

1. 20

IN RE

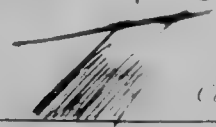
Application for Enrollment of

INFANT CHILD

*Esther Spring*  
as a citizen of the

*Cherokee* Nation.

Approved, *April 4* 1900.

  
Commissioner.

RECEIVED  
APR 18 1900  
COMMISSIONER OF INDIAN AFFAIRS

FILED  
APR 18 1900  
INDIAN TRIBES

RECEIVED  
APR 18 1900

## Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Ethel Spring, born on the 2nd day of Aug - 1894  
Name of Father: S. B. Spring, a citizen of the Choctaw Nation.  
Name of Mother: Maud Spring, a citizen of the Choctaw Nation.  
Postoffice, Goodland, D. C.

**AFFIDAVIT OF MOTHER.**

UNITED STATES OF AMERICA, )

INDIAN TERRITORY.  
*Central* District.

1. *Maud Spring*, on oath state that I am *21*  
years of age and a citizen, by *marriage*, of the *Choctaw* Nation;  
that I am the lawful wife of *S. B. Spring*, who is a citizen, by  
*blood*, of the *Choctaw* Nation; that a *Female* child was  
born to me on the *20th* day of *August*, *1899*; that said child has been  
named *Echel Spring*, and is now living.

WITNESSES TO MARK

Maud Spring

$$\begin{pmatrix} M_{11} & M_{12} & M_{13} & M_{14} \\ M_{21} & M_{22} & M_{23} & M_{24} \\ M_{31} & M_{32} & M_{33} & M_{34} \\ M_{41} & M_{42} & M_{43} & M_{44} \end{pmatrix}$$

Subscribed and sworn to before me this 12 day of March 1900

**AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.**

UNITED STATES OF AMERICA, )  

INDIAN TERRITORY.  
*Central* District.

I, Laurie Spring, a midwife, on oath state that I attended on Mrs. Maud Spring, wife of J. B. Spring, on the 9th day of August, 1894; that there was born to her on said date a Female child; that said child is now living and is said to have been named Ethel.

WITNESSES TO MARK

### Must be Two Witnesses

Subscribed and sworn to before me this 13 day of March, 1900

have the affidavit of both the mother and the attending physician or nurse executed before some Notary who must affix his notarial seal to each of the affidavits; and in case either signature is by mark, it will be necessary to have it attested by two disinterested witnesses.

Yours truly,  
Muskogee, Indian Territory, March 9, 1900.

B.C.

In reply to your letter,  
please refer to Choctaw 1650.  
Goodland, Indian Territory,

Acting Chairman.

Dear Sir:

The Commission is in receipt of an application for the enrollment as a citizen of the Choctaw Nation of your infant child, Auther Terry, and the same has been duly filed with the records of the Commission.

Replying to your inquiry as to whether the infant child of S. B. and Maud Spring has been filed with the Commission, you are informed that the records do not show that any application has ever been made for the enrollment of an infant child of this party. There is inclosed you herewith a blank application for the enrollment of infant children in the matter of the enrollment of the infant child of Samuel B. and Maud Spring, which when properly filled out and returned to this office will receive proper attention. It will be necessary to have the affidavit of both the mother and the attending physician or nurse executed before some Notary who must affix his notarial seal to each of the affidavits; and in case either signature is by mark, it will be necessary to have it attested by two disinterested witnesses.

Yours truly,

B.C.

In replying to this letter,  
please refer to Choctaw 1650.

Acting Chairman.

W.O.B.

Muskogee, Indian Territory, March 20, 1900.

Mr. Samuel B. Spring,

Goodland, Indian Territory,

Dear Sir:

The Commission is in receipt of an application for the enrollment as a citizen of the Choctaw Nation of Ethel Spring, the infant daughter of Samuel B. and Maud Spring, and the same is returned to you herewith for the reason that the Notary Public taking the acknowledgment of Louise Reebuck has failed to sign his name to the affidavit. Kindly have this omission supplied and upon the return of the application to this office the matter of the enrollment of Ethel Spring will receive further consideration.

Yours truly,

Acting Chairman.

Inclosure 1-20.

In replying to this letter,  
please refer to Choctaw 1650.

7-1650.

Muskogee, Indian Territory, October 5, 1903.

Maude M. Spring,

Hugo, Indian Territory.

Dear Madam:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it appears from your testimony taken at Antlers, Indian Territory, December 4, 1902, that you had presented to the Commission a certificate of your marriage to your husband, Samuel B. Spring, but the Commission does not find the said certificate among its records.

Before further consideration can be given your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it will be necessary that you forward to the Commission either the original or a certified copy of your marriage certificate, or failing that, the sworn statement of two disinterested witnesses, who were actually present at your marriage to your husband, Samuel D. Spring.

This matter should receive your immediate attention.

Respectfully,

Chairman.



Choctaw 1050.

Muskogee, Indian Territory, October 17, 1903.

Land L. Spring,

Hugo, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of certificate of marriage between you and your husband, L. B. Spring.. The same has been filed with the records of the Commission in the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

Respectfully,

Commissioner in charge.

Choctaw--1392  
Choctaw--1650  
Choctaw-D-850

Muskogee, Indian Territory, January 16, 1904.

J. J. Terry,

Hugo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 9, 1904, in which you ask the status of the enrollment of yourself, Maud Spring, and Ada Bohanan, as intermarried citizens of the Choctaw Nation.

In reply to your letter you are informed that the Commission is passing upon the applications of persons for enrollment as intermarried citizens of the Choctaw and Chickasaw Nations as rapidly as practicable.

The cases of Jefferson J. Terry, Maud M. Spring and Ada Bohanan have not yet been reached for consideration and determination.

As soon as a decision is reached in these cases, the applicants will be notified of the action taken therein.

Respectfully,

Chairman.

1651

EASTMAN

Alexander

et al

Choc

EMPTY

1652

Joseph Oklabe et al

Choc

---

7-1652

Muskogee, Indian Territory, January 26, 1907.

Lacey P. Poho,

Durant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 7, 1907, asking to be advised that date of the death of Joseph Oklabi a Choctaw.

In reply to your letter you are advised that it appears from the records of this office that Joseph Oklabe died August 8, 1902.

Respectfully,

Commissioner.

1653

Noel

Skelton

et al

Choc

7-1653

Muskogee, Indian Territory, June 8, 1905.

Noel Skelton,

Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 3, 1905, enclosing your affidavit and the affidavit of Simpson Push to the death of your daughter Elsie Skelton which occurred September 16, 1904, and you state that this child was born January 5, 1903, and you wish to be advised when you can file on land for it.

In reply to your letter you are advised that by the provisions of the act of Congress approved March 3, 1905, the Commission was authorized for a period of sixty days from that date to receive applications for the enrollment of children born to enrolled citizens by blood of the Choctaw and Chickasaw Nations between September 25, 1902 and March 4, 1905, and living on the latter date. You will therefore see that the Commission is without authority to enroll your child.

Respectfully,

Chairman.

COMMISSIONERS:  
TAMM BIXBY,  
THOMAS B. NEEDLES,  
C. R. BRECKINRIDGE.

WM. O. BEALL,  
Secretary

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

REFER IN REPLY TO THE FOLLOWING

7-1653

ADDRESS ONLY  
COMMISSION TO THE FIVE CIVILIZED TRIBES

Muskogee, Indian Territory, June 8, 1905.

Noel Skelton,

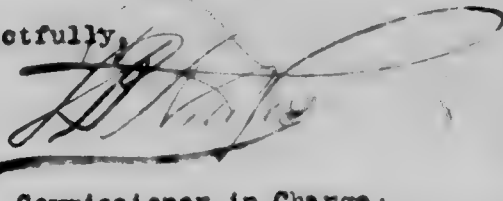
Grant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 3, 1905, enclosing your affidavit and the affidavit of Simpson Push to the death of your daughter Elsie Skelton which occurred September 16, 1904, and you state that this child was born January 5, 1903, and you wish to be advised when you can file on land for it.

In reply to your letter you are advised that by the provisions of the act of Congress approved March 3, 1905, the Commission was authorized for a period of sixty days from that date to receive applications for the enrollment of children born to enrolled citizens by blood of the Choctaw and Chickasaw Nations between September 25, 1902 and March 4, 1905, and living on the latter date. You will therefore see that the Commission is without authority to enroll your child.

Respectfully,



Commissioner in Charge.



1654

Thomas Coleman

Choc

EMPTY

1655

Edmund T. McKinney et al

Choc

---

BOY! Plantation Chill Cure IS GUARANTEED.

Muskogee, Indian Territory, October 3, 1902.

Martha McKinney,

Goodland, Indian Territory.

Dear Madam:

The Commission has been informed that your husband, Edmund T. McKinney, has died since the time he was listed for enrollment as a citizen of the Choctaw Nation.

For the purpose of making his death a matter of record there is inclosed you herewith a blank proof of death which you are kindly requested to have properly executed at your earliest convenience and return in the inclosed envelope which requires no postage.

You will notice that there is an affidavit for a relative and an acquaintance. In having the same executed be careful to see that all blanks are properly filled, all names written in full, and that the notary public before whom the affidavits are acknowledged attaches his name and seal to each affidavit. All signatures by mark must be attested by two disinterested witnesses. This matter should receive your immediate attention.

Respectfully,

Env.  
D.C.

Acting Chairman.

7-1855.

Muskogee, Indian Territory, October 15, 1902.

Martha McKinney,

Hugo, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your affidavit and that of Daniel Wilson relative to the death of your husband, Edmon T. McKinney, a citizen by blood of the Choctaw Nation, which occurred July 2, 1900; and the same being in proper form have been duly filed with the records of the Commission as evidence of the death of the above named person.

Respectfully,

Acting Chairman.

7 - 1655

Muskogee, Indian Territory, May 12, 1903.

Commissioner in Charge,

Choctaw Land Office,

Atoka, Indian Territory.

Sir:

There is inclosed you herewith copy of letter of Isaac Nelson of Atoka, Indian Territory, together with copy of reply thereto prepared at this office.

You are advised that it appears from our records that the name of Isaac McKinney is found opposite number 4679 on the approved schedule of the citizens by blood of the Choctaw Nation. His name also appears on Choctaw roll card, field number 1655.

Respectfully,

Commissioner in Charge.

7 - 1655

Muskogee, Indian Territory, May 12, 1903.

Isaac Nelson,

Atoka, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 3rd, in which you ask information as to whether your name appears upon the Choctaw roll.

In reply to your letter you are advised that it appears from our records that Isaac McKinney has been enrolled by this Commission as a citizen by blood of the Choctaw Nation, and on December 12, 1902, his enrollment was approved by the Secretary of the Interior.

If you will present this letter to the Choctaw Land Office it will enable them to identify you upon their records.

Respectfully,

Commissioner in Charge.

7-1655

Muskogee, Indian Territory, April 19, 1906.

Chief Clerk,  
Chickasaw Land Office,  
Ardmore, Indian Territory.

Dear Sir:

Referring to Choctaw roll card No. 1655, Edmund T. McKinney et al., you are advised that a red line has been drawn through the name of No. 10 thereon Eli McKinney, and the following notation in red ink placed on said card:

"No. 10 is duplicate of No. 3 on Choctaw card #4399 approved roll No. 12269. Enrollment hereon cancelled by Department April 5, 1906 (I.T.D. 5252-1906) D. C. 13102-1906".

You are therefore directed to make like changes upon duplicate Choctaw roll card No. 1655 in the possession of your office.

Respectfully,

FB 4-19

Acting Commissioner.



7-1655

Muskogee, Indian Territory, April 19, 1906.

Chief Clerk,

Choctaw Land Office,

Atoka, Indian Territory.

Dear Sir:

Referring to Choctaw roll card No. 1655, Edmund T. McKinney et al., you are advised that a red line has been drawn through the name of No. 10 thereon Eli McKinney, and the following notation in red ink placed on said card:

"No. 10 is duplicate of No. 3 on Choctaw card #4199 approved roll No. 12269. Enrollment hereon cancelled by Department April 5, 1906 (I.T.D. 5252-1906) D. C. 13102-1906".

You are therefore directed to make like changes upon duplicate Choctaw roll card No. 1655 in the possession of your office.

Respectfully,

Acting Commissioner.

IN RE

Application for Enrollment of  
INFANT CHILD.

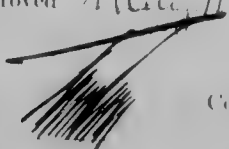
*Samuel McKeeney*

As a citizen of the

*Chalaco*

Nation.

Approved *11 Dec 11* 1899



Commissioner.

COMM. on the Petition of *Chalaco*

FILED

*Nov 11 1899*



CHAIRMAN.

CHIEF CLERK.

1655

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of Samuel M. Kinney, born on the 13 day of January, 1897.  
Name of father: Admund P. M. Kinney, a citizen of the Chickasaw Nation.  
Name of mother: Martha M. Kinney, a citizen of the Chickasaw Nation.  
Post Office: Leedland, Ia.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Leedland District.

I, Martha M. Kinney, on oath, state that I am 46 years of age and a  
citizen, by blood, of the Chickasaw Nation; that I am the  
lawful wife of Admund P. M. Kinney, who is a citizen, by blood, of the  
Chickasaw Nation; that a male child was born to me on the 13 day  
of January, 1897; that said child has been named Samuel M. Kinney,  
and is now living.

Subscribed and sworn to before me this 11<sup>th</sup> day of March, 1899.

J. S. McKinnon  
Commissioner Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

..... District.

I, ....., a ....., on oath, state that I  
attended on Mrs. ...., wife of .....,  
on the ..... day of ....., 1 ....., that there was born to her on said date a ..... child;  
that said child is now living and is said to have been named .....

Subscribed and sworn to before me this ..... day of ....., 1 .....

Notary Public.

7-1655

In re  
The Death of  
Edmund T. McKinney,  
a Choctaw Citizen.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER OF THE GENERAL LAND OFFICE,  
WASHINGTON,  
DEC 15 1881

Department of the Interior.  
Commission to the Five Civilized Tribes.  
-----000-----

In the matter of the death of Edmund T. McKinney, a citizen of  
the Choctaw Nation, who formerly resided at or near Goodland  
Ind. Terr. and died on the 2nd day of July 1900

Affidavit of Relative.

United States of America,  
Indian Territory,  
Central District.

I, William McKinney, on oath state that I am 40 years  
of age, and a citizen by blood of the Choctaw Nation; that my  
post office address is Antlers, Ind. Terr.; that I am the  
Cousin of Edmund T. McKinney, who was a citizen by  
blood of the Choctaw Nation, and that said Edmund  
McKinney died on the 2nd day of July 1900  
Witnesses to Mark.

Subscribed and sworn to before me this 10 day of December, 1902.

H. C. Risteen  
Notary Public.

Affidavit of Acquaintance.

United States of America,  
Indian Territory,  
Central District.

I, Narrison E. Noohaya, on oath state that I am 21 years  
of age and a citizen by blood of the Choctaw Nation; that my  
post office address is Antlers, Ind. Terr.; that I was  
personally acquainted with Edmund T. McKinney, who was a citizen by  
blood of the Choctaw Nation, and that said Edmund  
McKinney died on the 2nd day of July 1900  
Witnesses to Mark.

Subscribed and sworn to before me this 10 day of December, 1902.

H. C. Risteen  
Notary Public.

INDEXED

IN RE  
THE DEATH OF

*Edmon T. McKinney*  
a citizen of the

*Choctaw* Nation.

Approved *[Signature]* OCT 15 1902 190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE CIVILIZED INDIANS

FILED

OCT 15 1902

*[Signature]*

ACTING COMMISSIONER

CHOCTAW.

1655

1655

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Edmon T McKinney  
(Here insert name of deceased)  
a citizen of the Choctaw Nation, who formerly resided at or near  
Hugo, Ind. Ter., and died on the 2 day of  
July, 1900.  
(Here insert name of postoffice.)

## AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Central District.

I, Martha McKinney, on oath state that I am About 48  
years of age and a citizen, by Blood, of the Choctaw Nation;  
that my post office address is Hugo, Ind. Ter.; that I am

or was the wife of Edmon T McKinney.  
(State relationship as father, an uncle, a cousin, etc.) (Here insert name of deceased.)

who was a citizen, by Blood, of the Choctaw Nation;  
and that said Edmon T McKinney died on the 2 day of

July, 1900. Martha McKinney  
WITNESSES TO MARK: Martha McKinney

(Must be Two Witnesses) } Daniel Wilson  
Lynnon R Robinson

Subscribed and sworn to before me this 11 day of Oct, 1900.  
W. S. Burbaugh  
Notary Public.

## AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY.

Central District.

I, Daniel Wilson, on oath state that I am 46  
years of age, and a citizen, by Blood, of the Choctaw Nation;  
that my post office address is Hugo, Ind. Ter.;

that I was personally acquainted with Edmon T McKinney  
(Here insert name of deceased.)  
who was a citizen, by Blood, of the Choctaw Nation;  
and that said Edmon T McKinney died on the 2 day of

July, 1900. Daniel Wilson  
WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 11 day of Oct, 1900.  
W. S. Burbaugh  
Notary Public.

1656

Isaac Reuben

Choc

7



7-1656

Muskogee, Indian Territory, January 31, 1905.

Superintendent House of Correction,  
Detroit, Michigan.

Dear Sir:

Information has reached this office that Isaac Reubens, a full blood Choctaw Indian formerly of Antlers, Indian Territory, died in the House of Correction in Detroit, Michigan. I have therefore to request that you forward a certified copy of your records showing the date of the death of said Isaac Reubens.

~~Your attention to this matter will be appreciated.~~

Respectfully,

Chairman.

1657

RATIO BATTIEST

Choc

Atoka, Indian Territory, June 8, 1900.

Mr. Ratio Battiest,

Jackson, Indian Territory,

Dear Sir:

The Commission is in receipt of your letter of June 6th, in which you state that you have not been enrolled by this Commission; that you are a resident of Jackson County, and are living near Jackson, Indian Territory; that you are thirty one years of age.

You are advised that the records of the Commission show that Ratio Battiest, thirty five years of age, a full blood Choctaw, was listed for enrollment by the Commission May 11th, 1899. At that time your post office was given as Mayhew, and your name appears on the 1899 pay roll, Kiamitia County, Number 39. Mr. Telle and Judge Lewis remember the circumstance of your enrollment.

Yours truly,

Acting Chairman.

In reply to this letter,  
please refer to 7-1657

7-1657.

Muskogee, Indian Territory, November 3, 1902.

Horatio Battice.

Jackson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Horatio Nicholas Battice, infant son of Horatio and Cilian Battice, born December 12, 1901; and the same is returned to you herewith for further information relative to the mother of the child.

It is stated in the affidavit of the mother that her name is Cilian Battice, age not given, that she is a citizen by blood of the Choctaw Nation, and the lawful wife of Horatio Battice who is a citizen by blood of the Choctaw Nation.

If this is correct, you are requested to state her full maiden name, her age, the time and place application was made for her enrollment, the names of the other members of her family for whom application was made at the same time, and any other information you may have which will enable the Commission to identify Cilian Battice as being duly listed for enrollment as a citizen by blood of the Choctaw Nation.

H B 2

If she is a citizen by blood of the Choctaw Nation who has been married to you since the time she was listed for enrollment as such, either your original certificate of marriage or certified copy thereof should be furnished the Commission as authority for the change of her name upon our records from her maiden name to her present married name.

Upon receipt of the information requested herein, together with legal evidence of marriage, and return of the application for the enrollment of your child, the matter will receive further consideration.

Respectfully,

Acting Chairman.

Enc B I 143.

Muskogee, Indian Territory, January 3, 1903.

Horatio Battice,

Care T.V. McReynolds,

Jackson, Indian Territory.

Dear Sir:

An application for the enrollment as a citizen of the Choctaw Nation of Horatio Nicholas Battice, infant son of Horatio and Cilian Battice, born December 12, 1901, was received at this office November 30, 1902.

It is stated in the affidavit of the mother that her name is Cilian Battice, age not given, that she is a citizen by birth of the Choctaw Nation and the lawful wife of Horatio Battice, who is a citizen by birth of the Choctaw Nation.

You are advised that it will be necessary that you state the full maiden name of Cilian Battice, the time and place application was made for her enrollment, the names of the other members of her family for whom application was made at the same time and any other information you may have which will enable the Commission to identify Cilian Battice as being duly listed for enrollment as

H B 2

a citizen by blood of the Choctaw Nation.

You are also requested to furnish the Commission with either your original certificate of marriage, or a certified copy thereof.

This information and evidence of marriage should be supplied the Commission at your earliest convenience, the same being necessary in the matter of the application for enrollment of the above named child.

Respectfully,

Acting Chairman.

AM. 1000  
THOMAS B. NEEDLES  
R. BRICKENRIDGE

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

Choctaw 1657.

ADDRESS ONLY THE  
COMMISSION TO THE FIVE CIVILIZED TRIBES

Muskogee, Indian Territory, June 30, 1904.

Ratio Battiest,

Mayhew, Indian Territory,

Dear Sir:

Your enrollment as a citizen by blood of the Choctaw Nation, was approved by the Secretary of the Interior on December 12, 1902. It does not appear from the records of the Commission that selection of allotment of the lands of the Choctaw and Chickasaw Nations has been made in your behalf.

In this connection your attention is invited to the following provision of the act of Congress approved July 1, 1902, (32 Stat. 641) ratified by the citizens of the Choctaw and Chickasaw Nations September 25, 1902:

"If any citizen or freedman of the Choctaw and Chickasaw Nations shall not have selected his allotment within twelve months after the date of the opening of said land offices in said nations, if not herein otherwise provided, and provided that twelve months shall have elapsed from the date of the approval of his enrollment by the Secretary of the Interior, then the Commission to the Five Civilized Tribes may immediately proceed to select an allotment, including a homestead for such person, said allotment and homestead to be selected as the Commission may deem for the best interest of said person, and the same shall be of the same force and effect as if such selection had been made by such citizen or freedman in person, and all lands held or claimed by persons for whom allotments have been selected by the Commission as provided, and in excess of the amount included in said allotments, shall be a part of the public domain of the Choctaw and Chickasaw Nations and be subject to disposition as such."



R. B. 2.

You are therefore notified to appear before the land office of the Commission for the Nation in which you desire to select your allotment, within thirty days from the date hereof for the purpose of making selection of allotment.

If such selection is not made within thirty days, the Commission will, under the authority of law above quoted, proceed to select an allotment, including a homestead, for you.

Respectfully,



Commissioner in Charge.

7-1007

Muskogee, Indian Territory, August 12, 1904.

John Frazier,

Boswell, Indian Territory.

Dear Sir :-

This office has been advised that Ratio Battiest, a citizen by blood of the Choctaw Nation, has died since the time he was listed for enrollment, and, further, that you will probably be able to furnish the Commission with proof of his death.

For that purpose, there is enclosed you herewith blank affidavits for proof of death of said Ratio Battiest, which you are kindly requested to have properly executed and returned to this office at your earliest convenience, using the enclosed envelope, which requires no postage.

Respectfully,

Env. D.C.

Commissioner in Charge.

Muskogee, Indian Territory, January 11, 1905.

Commission to the Five Civilized Tribes,

Muskogee, I. T.

Gentlemen:

Herewith find proof of death of Rotio Battiest executed by John Frazier alone.

Mr. Frazier executed this affidavit some time ago and you will observe but has been endeavoring to get some relative of the deceased to join in the matter. He came in yesterday and advised that no relative lived in this vicinity.

We are of the opinion that the records of the court at Atoka would give you some idea in to the exact death of this party. He was killed by a Choctaw named Harnby, commonly called Chief Harnby. The records will show the date of the killing and the Government witnesses. Harnby died in jail. Mr. Frazier seemed positive that Battiest was killed on the 12th day of July 1902, We can perhaps find others who are not relatives who will make the same affidavit as Mr. Frazier but presume you prefer that a relative make the affidavit as that is the custom.

If we can be of any service in the matter command us.

Very respectfully,

Armstrong & Hunter

7-1657

Muskogee, India Territory, January 10, 1905.

Armstrong & Hunter,

Attorneys at Law.

Boswell, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of your letter of January 6, 1905, enclosing the affidavit of John Frazier to the death of Ratiou Battiest, a citizen by blood of the Choctaw Nation, on July 12, 1902. You state that you can no doubt secure the affidavits of other acquaintances to the death of this citizen, but are unable to find any relatives who can make affidavits, but that you are of the opinion that the United States Court records at Atoka, Indian Territory, will show the exact date of the death of this party as he was killed by a Choctaw named Harmby, who died in jail.

The affidavit of John Frazier is returned you herewith for the reason that there is no signature or seal of the Notary and there is enclosed herewith another blank upon which you are requested to secure the affidavits of the acquaintances of this citizen who may have personal knowledge of the date of his death.

Respectfully,

Enc. KB 1-10

Chairman.

1661	Allen	Tanitubbi		Choc
1660	Abraham	Boatman	et al	Choc
1659	Simon	Boatman	et al	Choc
1658	Silas	Smith	et al	Choc

EMPTY

1662

William Hatcher

Choc

Muskogee, Indian Territory, December 11, 1901.

Hon . John D. Benedict,  
Superintendent of Schools in Indian Territory,  
Muskogee, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 9th instant in which you desire to be informed if W. E. Hatchett has been enrolled by this Commission as a citizen by blood of the Choctaw Nation and if so, whether by order of United States Court or otherwise.

Replying to your inquiry, you are informed that it appears from our record that on May 11, 1899, Willie Hatchett, 26 years of age, of Goodland, Indian Territory, was listed for enrollment by the Commission as a citizen of the Choctaw Nation having been identified from the 1896 census roll of citizens of the Choctaw Nation as a resident of Kiamitia County. The record in this case shows that this man was born in the state of Texas and lived there until eleven years of age when he removed to the Choctaw Nation where he has since maintained his residence.

If this is not the person of whom you inquire, if you will furnish us more specific information as to his full name, his age and his present residence, the matter will receive further

J D B 2

consideration.

Yours truly,

Commissioner in Charge.

7-1662



Muskogee, Indian Territory, February 17, 1902.

Willie Hatcher,

Mead, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 14th instant, in which you desire to be informed if any allotments have been made in your neighborhood and what right one citizen has to interfere with another citizen about a piece of land .

Replying to your letter you are informed that no allotment of the lands of the Choctaw-Chickasaw country has yet been made to the citizens of these two tribes.

You are also informed that the Commission cannot at this time hear or consider controversies arising between citizens of the Choctaw and Chickasaw Nations as to the possession of any certain tracts of land. Matters of this character will receive the attention of the Commission upon the establishment of an allotment office in the Choctaw-Chickasaw country for the purpose of allowing the citizens of these two tribes to make selection of and file upon their prospective allotments.

Yours truly,

Commissioner in Charge

Commission to the Five Civilized Tribes,  
Goodland, Indian Territory.

In the matter of the enrollment of Willie Hatcher as a citizen by blood of the Choctaw Nation; being sworn and examined by Commissioner McKimmon, he testifies as follows:

Q Your name is William Hatcher, how old are you Mr. Hatcher?

A Twenty-six, going on twenty-seven.

Q What was your father's name? A Doll Hatcher.

Q Was he a white man? A Yes sir.

Q What was your mother's name? A Eliza Trevino.

Q Your mother has been living in Texas for many years? A Yessir.

Q Where have you been living? A Right here, been living with my brother.

Q How long? A I have been living with him ever since I left home when I was eleven going on twelve.

Q Where was you living before that time? A In Dallas.

Q You left Dallas and came here? A Yes sir.

Q Where were you born? A In Paris.

Q And lived in Texas until you were twelve years old? A Yes sir, going on twelve.

Q And then came to the Territory with your brother and been living here all the while since? A Yes sir.

Q You were enrolled on yesterday? A Yes sir.

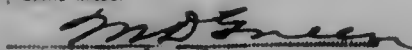
Q Your brother is not here is he? A He was down at John

Hastings.

Department of the Interior,

Commission to the Five Civilized Tribes.

I hereby certify, upon my official oath as  
steno-grapher to above named Commission, that this  
transcript is a true, full and correct translation of  
my stenographic notes.



1663

James Skelton

Choc

Choctaw 1663

Muskogee, Indian Territory, November 6, 1902.

James Skelton,

Lenton, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 2nd instant, in which you desire to be advised if the man to whom you rent your land is enrolled.

~~You do not state the name of the man to whom you rent~~  
and we are therefore unable to tell you whether or not he is listed for enrollment.

If you will state his name, the nation in which he claims to be enrolled and the time and place application was made for his enrollment, the matter will receive further consideration.

Respectfully,

Acting Chairman.

Choctaw 1663

Muskogee, Indian Territory, April 16, 1903.

J. B. Skelton,

Wynnewood, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 9, requesting information concerning the allotment to be made to the Choctaws and Chickasaws, and for your information there is inclosed you herewith a copy of the rules and regulations governing the selection of allotments and the designation of homesteads in the Choctaw and Chickasaw Nations.

Respectfully,

Rules for allotment.

1664

Simmie woods et al

Choc

IN RE

Application for Enrollment of

INFANT CHILD.

*Cyrus Woods*  
As a citizen of the  
*Arctaw*

Nation.

Approved

1894

*[Signature]*

Commissioner.

DEPARTMENT OF THE  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

1894

*[Signature]*

Commissioner

CLIPOTAW.

1664

# Department of the Interior.

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,  
of Lynus Woods, born on the 31 day of January, 1897.  
Name of father: Samuel Woods, a citizen of the Chickasaw Nation.  
Name of mother: Emily Woods, a citizen of the Chickasaw Nation.  
Post Office: Grand

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, Emily Woods, on oath, state that I am 22 years of age and a  
citizen, by birth, of the Chickasaw Nation; that I am the  
lawful wife of Samuel Woods who is a citizen, by birth, of the  
Chickasaw Nation; that a male child was born to me on the 31 day  
of January, 1897; that said child has been named Lynus Woods  
and is now living.

Subscribed and sworn to before me this 12th day of May, 1897.

Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
District.

I, \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1897; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1897.

Notary Public.



1665 Forbis Williams et al

Choc

Choctaw  
1665 and 3212

Muskogee, Indian Territory, January 30, 1903.

W. R. Curt,

Simon, Indian Territory.

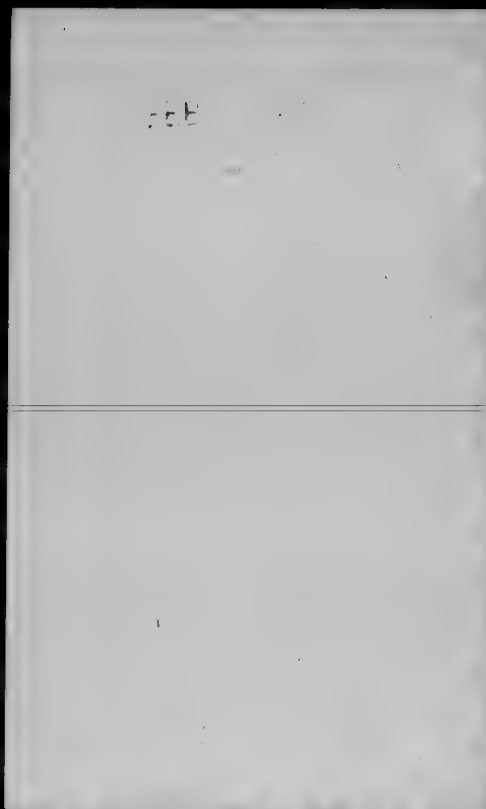
Dear Sir:

Receipt is hereby acknowledged of your letter of January 10, asking if Forbas Williams and Isio King are enrolled as members of the Choctaw tribe of Indians.

In reply to your letter you are advised that it appears from our records that Forbis Williams and Isaao King have been listed for enrollment as citizens by blood of the Choctaw Nation having been identified from the 1896 Census Roll of said Nation.

Respectfully,

Acting Chairman.



1666

John m. Wiltsey

et al

Choc

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DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

-----0-----

In the matter of the application for the enrollment as  
citizen by intermarriage of the Choctaw Nation of

JOHN M. WILTSEY

7-1666

-----0-----

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
SOUTH WEALESTER, I.T. Dec. 23, 1902.

7-1866

In the matter of the application of John M. Wiltsey for enrollment as an inter married citizen of the Choctaw Nation.

John M. Wiltsey being sworn on his oath testified as follows:

Examination by the Commission:

- Q What is your name? A John M. Wiltsey.  
Q How old are you? A Forty three.  
Q What is your post office address? A Coalgate.  
Q Choctaw Nation, Indian Territory? A Yes sir.  
Q Are you an applicant for inter married rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife? A Annie Wade the maiden name.  
Q When and where were you married to her? A 1897 at Coalgate.  
Q Married under the Choctaw law? A Yes sir.  
Q How much did you pay for the license? A \$100.00  
Q Who married you? A John M. Harrison, County Judge.  
Q And have you lived continuously in the Choctaw Nation since 1894?  
A Yes sir.  
Q Have you got your marriage license and certificate with you?  
A I have a certified copy.

There is offered in evidence, marked Exhibit "A", certified copy of marriage certificate, between James M. Wiltsey and Anna Wade.

- Q In this certified copy the name of your wife is given as "Anna" Wade; what is the correct name? A Annie Wade.  
Q The Anna Wade named in this marriage certificate is the same person as Annie Wade mentioned by you in this application? A Yes sir.  
Q Have you resided here you and your wife since your marriage continuously? A We were in the Chickasaw Nation about 6 months.  
Q She is an enrolled and recognized citizen of the Choctaw Nation?  
A Yes sir.  
Q There was no separation nor divorce since your marriage? A No sir.  
Q And you are living together at the present time as husband and wife?  
A Yes sir.  
Q Were you ever married before you married your present wife? A Yes sir.  
Q Was she ever married before you married her? A I don't know.  
Q Was your wife the mother of any children before you married her?  
A One; Benjamin Wade she called him.

Q What was the name of the father of Benjamin Wade? A She told me his name was John James.

Q Do you know whether there was any marriage between this man and her or whether there was any divorce? A No sir.

Q Was your first wife dead at the time you married your present wife? A Yes sir.

Q As far as you know there was no legal obstacle to your marriage to your present wife? A No sir.

Q Do you know whether this man James was living at the time of your marriage or not? A No sir.

Henry G. Hains being sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported the above case on December 23, 1902, and that this is a full, true and correct transcript of his stenographic notes in same.

*Henry G. Hains*

Subscribed and sworn to before me this 8 day of January, 1903.

*Charles H. Sawyer*

Notary Public.

Not

Wm. H. Harrison  
Chas. J. Smith  
J. H. Johnson  
authenticating the  
copy of the

You are hereby authorized  
to deliver the following  
Publication to the  
Editor of the  
New York Times

and to deposit the same  
in the Library of Congress  
to be preserved for the  
use of the Government  
and to return the same  
to the Editor of the  
Times by hand and  
official seal and to sign  
the same as follows

J. H. Harrison  
The Editor of the



9

29th March 1944

... ..

At 10 o'clock

100 men

at 10 o'clock

at 10 o'clock

at 10 o'clock

at 10 o'clock

at 10 o'clock

at 10 o'clock

at 10 o'clock

Entered and recorded  
Office of the State  
at 10 o'clock

at 10 o'clock

at 10 o'clock

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER OF THE FIVE CIVILIZED TRIBES.

FILED

APR 11 1883

United States of America  
Indian Territory  
Central Judicial District

On this 24th day of October, 1903, in the town of Coalgate, Indian Territory, before me, Jas. R. Wood, a notary public within and for the Central Judicial District of the Indian Territory, appeared Annie Wiltsey, ne Annie Wade, who stated upon her oath the following:

"My name is Annie Wiltsey, my age is 27 years, and my address is Coalgate, Indian Territory.

Prior to the time I was married to John M. Wiltsey, in the year 1897, I was never married. I was born and raised in the Choctaw nation, Indian Territory; and, at the time I was married to John M. Wiltsey, in 1897, I was residing about six miles east of the town of Coalgate, in the Choctaw nation, in said Indian Territory."

Witness: *R. S. Anderson*

*her*  
*Annie X Wiltsey*  
*mark*

Subscribed and sworn to before me this the 24th day of October, 1903, in the town of Coalgate, Indian Territory.

*Jas R Wood*  
Notary Public.

269  
1608  
7-1800

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE NINE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
John W. Wiltsey as a citizen by intermarriage of the Choctaw Nation.


D E C I S I O N .

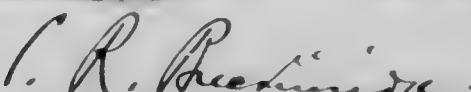
It appears from the record herein that on October 27, 1897, John W. Wiltsey, the applicant herein, was married in accordance with the laws, customs and usages of the Choctaw Nation to Annie Wiltsey (nee Wade), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4897 upon the lists prepared by this Commission under the provisions of the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above named were residents in good faith of the Choctaw Nation, and that they have lived together continuously in the Choctaw-Chickasaw country as husband and wife from the date of said marriage up to and including September 25, 1902.

It is therefore the opinion of this Commission that John W. Wiltsey should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 498), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE NINE CIVILIZED TRIBES.

  
Chairman

  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory,

JUN 10 1904

Choctaw 1666.

COPY.

Muskogee, Indian Territory, June 10, 1904.

John M. Wiltsey,

Coalgate, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered June 10 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw nation. If at the expiration of that time no protest has been filed your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,  
SIGNED)

Tame Bixby.

Chairman.

Registered.

Incl. 7- 1666.

Choctaw 1666

COPY:

Muskogee, Indian Territory, June 10, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered June 10, 1904, granting the application of John M. Wiltsey for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

*Tams Bixby.*

Chairman.

Registered.

Incl. 7- 1666.

See Choctaw 5603 for registry receipt for this letter.

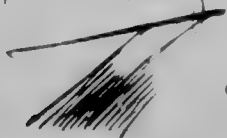
IN RE  
Application for Enrollment of  
INFANT CHILD.

*Wm. E. Nelson*

As a citizen of the

*United States* Nation.

Approved *May 17* 1899



Commissioner.

COMM

FILED

*May 17 1899*



CHAIRMAN

1004



# Department of the Interior.

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,  
of Sam M. Wilkey, born on the 22 day of January, 1898.  
Name of father: Sam M. Wilkey, a citizen of the Cherokee Nation,  
Name of mother: Annie Wilkey, a citizen of the Cherokee Nation.  
Post Office: Cherokee.

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

District.

I, Annie Wilkey, on oath, state that I am 22 years of age and a  
citizen, by blood of the Cherokee Nation; that I am the  
lawful wife of Sam M. Wilkey, who is a citizen, by intermarriage of the  
Cherokee Nation; that a male child was born to me on the 11 day  
of January, 1898; that said child has been named Harvey Wilkey,  
and is now living.

Subscribed and sworn to before me this 12 day of Jan, 1898.

A. S. McKeen  
Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

District.

I, \_\_\_\_\_, a \_\_\_\_\_, on oath, state that I  
attended on Mrs. \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1898; that there was born to her on said date a \_\_\_\_\_ child;  
that said child is now living and is said to have been named \_\_\_\_\_.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1898.

Notary Public.

Choctaw 1886.

Muskogee, Indian Territory, December 4, 1902.

John T. Wiltsey,

Box 213, Coalgate, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of November 27, stating that you married a full blood Choctaw woman October 27, 1897, under the Choctaw law; that you appeared before the Commission in 1898, and your wife, yourself and your two children were listed for enrollment. You state that since that time there have been no deaths nor births in your family, and you ask if it will be necessary for you to appear before the Commission at one of its appointments in the Choctaw Nation. You also state that your marriage license and certificate were destroyed by fire last February when your house was burned and you wish to know if you should secure duplicates thereof.

In reply you are advised that under the provisions of the act of Congress approved July 1, 1902, which was ratified by the Choctaw and Chickasaw Nations on September 25, 1902, the Commission is preparing rolls of the citizens of the Choctaw and Chickasaw Nations for submission to the Secretary of the Interior, and it is necessary to secure evidence as to the status of all intermarried citizens of said nations on September 25, 1902, the date of the final ratification of the act of Congress above referred to.

J.H.W. 2

You are also advised that since your original marriage license and certificate have been destroyed you should secure a certified copy of the marriage record to be filed in the matter of your application for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

7-1666

Muskogee, Indian Territory, October 5, 1903.

John M. Wiltsey,

Coalgate, Indian Territory.

Dear Sir:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it appears from your testimony taken at South McAlester, Indian Territory, December 23, 1902, that your present wife, Annie Wilsey, nee Wade, was the mother of a child called Benjamin Wade before she was married to you in 1897. You say that the father of this child was a man named John James, and that you do not know whether or not John James had ever been married to your present wife, Annie, also that you do not know whether or not he was dead at the time of your marriage to your said wife, Annie.

Before further consideration can be given to your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it will be necessary for you to furnish the Commission with evidence as to whether or not your wife had been married to the said John James, and if she had been married whether said John James was dead at the time of your marriage to your said wife, Annie, and if not dead, whether he had been

J. M. W.--2.

divorced from your said wife, Annie, prior to your marriage to her. In addition to this information you will please state in what nation your wife was residing at the time of your marriage to her in 1897.

This matter should receive your prompt attention.

Respectfully,

Chairman.

Choctaw 1666.

Muskogee, Indian Territory, October 17, 1903.

John A. Siltsoy,

Coalgate, Indian Territory.

Dear Sir:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, replying to your letter of the 10th instant in answer to letter of the Commission of October 5, 1903, you are advised that it will be necessary for you to furnish the Commission with a sworn statement of your wife, specifying in terms that she was never married prior to her marriage to you, and also stating in which Nation she was residing at the time of her marriage to you in 1897.

Your letter of the 10th instant contains the desired information, but it is not in the form of a sworn statement. Upon receipt of your wife's affidavit, your application for enrollment as a citizen by intermarriage of the Choctaw Nation will be given further consideration, and you will be notified of the decision of the Commission.

Respectfully,

Commissioner in Charge.

Choctaw 1666

Muskogee, Indian Territory, February 17, 1904.

J. M. Wiltsey,

Coalmine, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of February 7, asking if you will be enrolled as an intermarried citizen of the Choctaw Nation, and stating that you have valuable improvements on lands which other parties are trying to "jump".

In reply to your letter you are advised that the commission has not yet passed upon your application for enrollment as an intermarried citizen of the Choctaw Nation. As soon as a decision is reached in this case you will be duly advised.

You are further advised that if you have valuable improvements on lands which you desire to select in allotment, if you will forward a correct description thereof proper notation will be made upon our records and you will be notified, in the event any other person makes application for the same land and will be permitted to institute contest therefor upon your personal appearance at the land office for the nation in which the same is located, at any time within nine months from the date of the original selection.

Respectfully,

Commissioner in Charge.

Chootaw 1666.

Muskegee, Indian Territory, April 11, 1905.

John M. Wiltsey,

Coalgate, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Annie Wiltsey and J. B. Clark to the birth of James Ellis Wiltsey, son of John M. and Annie Wiltsey, December 5, 1904, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Commissioner in Charge.



7-1666

Muskogee, Indian Territory, March 13, 1907.

John M. Wiltsey,

Coalgate, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of February 19, 1907, in which you ask how to proceed to have your baby enrolled as a Choctaw ; you state you have been informed that Choctaw new borns may be enrolled subsequent to March 4, 1906, and you ask relative thereto.

You are advised that under the Act of Congress approved April 26, 1906, only those children who were living March 4, 1906, were entitled to enrollment.

The time within which applications could be received for the enrollment of minor children of citizens of the Choctaw and Chickasaw Nations under the Act of Congress approved April 26, 1906 expired July 28, 1906, and the Secretary of the Interior is without authority to approve the enrollment of any persons subsequent to March 4, 1907.

Respectfully,

Commissioner.

1667

wilson Durant et al

Choc

7-1667.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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Record in the matter of the application for the  
enrollment as a citizen by intermarriage of the Choctaw Nation of

D O R A   D U R A N T.

-----

7-1667.  
Intermarried.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.  
Muskogee, Indian Territory July 25, 1904.

In the matter of the application for the enrollment of  
Dora Durant as a citizen by intermarriage of the Choctaw Nation.

Dora Durant being first duly sworn testifies as follows:

Examination by the Commission:

- Q What is your name? A Dora Durant.  
Q What is your postoffice address? A Boswell City.  
Q Wh octaw Nation? A Yes, sir.  
Q Are you residing in the Choctaw Nation now? A Yes, sir.  
Q How long have you lived in the Choctaw Nation? A I have lived  
in the Choctaw Nation most of my life.  
Q Are you a white woman? A Yes, sir.  
Q You don't claim any rights as a Choctaw or Chickasaw by blood?  
A No, sir.  
Q You claim as a citizen by intermarriage? A Yes, sir.  
Q Through whom do you claim? A Wilson Durant.  
Q When were you married to him? A 1899.  
Q Do you know the date? A 5th day of May.  
Q 28th day of May wasn't it? A I may be mistaken about the  
date.  
Q Where were you married? A At the County Judge's house of  
Jackson County Choctaw Nation.  
Q By the Judge? A Yes, sir.  
Q What was his name? A E. T. Dwight.  
Q At the time of your marriage to him where were you living? A  
Where he is living now two miles from Boswell City.  
Q Where was he living? A Right there.  
Q Since your marriage to him have you resided in the Choctaw  
Nation? A yes, sir.  
Q Have you made your home any where else? A No, sir.  
Q You have always considered the Choctaw Nation your home since  
your marriage to him? A Yes, sir.  
Q Was Wilson Durant married before? A Yes, sir.  
Q How many times? A Twice.  
Q Were both of his former wives dead at the time of his marriage  
to you? A Yes, sir.  
Q Do you know their names? A I don't the first one; his last one  
was named Lucy.  
Q You are positive that both of him former wives were dead at the  
time of his marriage to you? A Yes, sir.  
Q Were you married before you were married to him? A No, sir.  
Q Did you and he live together as husband and wife? A Yes, sir.  
Q For how long? A We were married in 1899 and lived together  
until 1902.  
Q What month was it do you know? A July.  
Q July 1902? A Yes, sir.  
Q You lived together as husband and wife upto that time? A Yes,  
sir.  
Q In the Choctaw Nation? A Yes, sir, in the Choctaw Nation.

7-1667---2.

Q Did you leave him? A No, sir, he left me I reckon; he went across Boggy to see his people and when he come home he asked me if I wanted to go to see my people in Texas and I said yes and asked him to go with me, and I went and had been gone about three weeks when I got a letter saying he had a divorce.

Q Did he procure a divorce from you? A Yes, sir, I reckon he did, he didn't let me know anything about it.

Q Were you served with any papers? A No, sir.

Q You didn't appear when the cause was called? A No, sir.

Q Where did he procure a divorce? A In the district court at Mahew.

Q Choctaw tribal court? A Yes, sir.

Q Have you married since? A No, sir.

Q Have you any children by Wilson? A Yes, sir.

Q What is the name? A Rachel.

Q

The child of the applicant by Wilson Durant is listed on Choctaw card #1667 and is numbered 4703 upon the lists prepared by this Commission; Wilson Durant is also on the same card and is numbered 4700 on the lists prepared by this commission; both of the above persons were approved by the Secretary of the Interior on December 12, 1902.

Q What was your maiden name? A Butler.

There is on file with the records in this case a marriage certificate showing that Wilson Durant and Doran Butler were married on the 28th day of May 1899 by E. T. Dwight, County and Probate Judge of Jackson County Choctaw Nation.

Q You didn't leave him did you? A No, sir, I didn't leave him.

Q You never went back to live with him after you returned from Texas? A No, sir, I didn't because he had another woman then and I didn't think it was my place.

Q Is he married again? A Yes, sir.

Q When was he married? A Same day he got his divorce, about two or three weeks after I went to Texas.

Q When did you go to Texas? A 27th of July 1902.

Q And when did you return? A I returned in August.

Q You don't know when he got there? A No, sir, I don't know when.

Q But before you returned he obtained a divorce? A Yes, sir.

Q What did he say-did you see him? A Yes, sir, I saw him and I says "Wilson I heard you got a divorce" and he says "yes".

Q On what ground did he get a divorce? A I don't know.

Q He claims you left him, what about that? A I don't know.

Q You left with his consent to go to Texas to see your folks? A Yes, sir.

Q And you haven't married since? A No, sir, and I don't intend to.

Witness excused.

Chas. T. Difendafer being first duly sworn states that the

7-1667---3.

above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

*Chas. T. Diefendaefer*

Subscribed and sworn to before me this 25th day of July 1904.

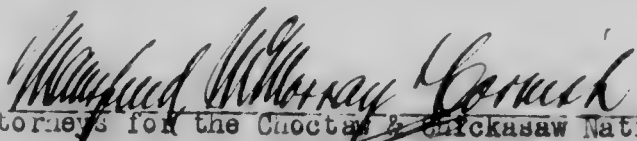
*Charles S. Sawyer*  
Notary Public.

BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Dora Durant as a citizen by intermarriage of the Choctaw Nation,  
Choctaw Field No. 1567.

We hereby request, on behalf of the Choctaw and Chickasaw Nations, that final decision in this case be postponed until final decision by the Choctaw and Chickasaw Citizenship Court in the case of B. F. Thompson vs. Choctaw and Chickasaw Nations, No. 38 on the South McAlester Docket, in which the said court will decide the question of the validity of that portion of the intermarriage laws of the Choctaw Nation providing for the forfeiture of citizenship of white persons who separate from their Indian spouses, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

  
Attorneys for the Choctaw & Chickasaw Nations.

January 23, 1904.

CHAS. T. ...

IN THE ...  
OF ...  
...  
...

Chas. T. ...

*Procedural*  
*by the Department*

DEPT. OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

FEB 6 1901

*[Handwritten signature]*

ORIGINAL



7-1-1904

COMMISSION TO THE FIVE CIVILIZED TRIBES.

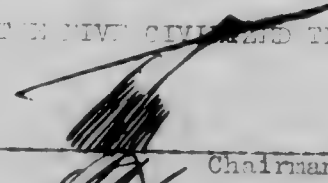
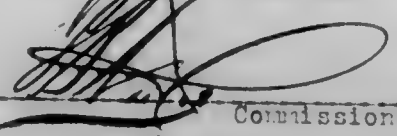
In the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of Dora Durant.

---:---:---

It appears from the Census Card record in this case that Dora Durant, on August 21, 1902, appeared before the Commission and made personal application for the enrollment of herself as a citizen by intermarriage of the Choctaw Nation. It appears from the record herein that the applicant, Dora Durant (nee Butler), on May 28, 1901, was lawfully married to Wilson Durant, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4700 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior, December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation; that they lived together continuously as husband and wife from the date of their said marriage until July 27, 1902, when they separated and were subsequently divorced; and that the applicant had been a resident in good faith of the Choctaw Nation from the date of her marriage with the said Wilson Durant up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that following the ruling of the Department in the case of Thornton D. Pearce (I. T. D. 4060-1904), relative to the question of forfeiture, Dora Durant should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 23, 1898 (30 Stat. 495) and July 1, 1902 (32 Stat. 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
Chairman.  
  
Commissioner.

  
Commissioner.

Muskogee, Indian Territory.  
OCT 15 1904

Choctaw 1667

Muskogee, Indian Territory, October 15, 1904.

COPY.

Dora Durant,

Boswell, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tams Bixby.*

Chairman.

Registered.  
Enc.: 7-1667.

Choctaw 1667

Muskogee, Indian Territory, October 15, 1904.

COPY.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered October 15, 1904, granting the application for the enrollment of Dora Durant as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*Tame Bixby.*

<sup>3</sup>  
Chairman.

Registered.  
Enc. 7-1667.

For registry slip see 7-D-265.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
CHOCTAW LAND OFFICE,

Atoka, Indian Territory, April 27, 1904.

-:-

In the matter of the enrollment of Edward Durant, Choctaw by blood Card No. 1667, Approved Roll No. 4701.

Isabelle Chubbee, Choctaw by blood, Card No. 3651, Approved Roll No. 10329 being first duly sworn testifies as follows:

EXAMINATION BY THE COMMISSION:

Jacob Homer, Interpreter:

- Q What is your name ? A Isabelle Chubbee.
- Q What is your post office address ? A Bennington, Indian Territory.
- Q Was it formerly Jackson ? A Yes, sir.
- Q What is the name of your father ? A William Frazier.
- Q What is the name of your mother ? A I don't know, but I think it was Na-ne-ma.
- Q What is your object in appearing at the Choctaw Land Office today ? A To testify regarding Edward Durant whose correct name is Edward Cole.
- Q What is the correct name of the father of this boy, who is listed for enrollment as a citizen by blood of the Choctaw Nation under the name of Edward Durant ? A Allen Cole.
- Q What is the name of his mother ? A Lucy Cole.
- Q The correct name of this child then is "Edward Cole" ? A Yes, sir.
- Q Has this child been in the care and custody of Wilson Durant ? A Yes, sir; when he was married to that child's mother he had that child.
- Q Lucy Cole the mother of this child is not living now ? A No, sir; she is dead.
- Q Has Wilson Durant had any thing to do with this child since the death of his mother ? A No, sir.
- Q Who has the care and custody of this child now ? A I have.
- Q How long have you had this child ? A I think it was about five years.
- Q Have you made an effort to get Wilson Durant to appear before the Commission and give his testimony as to whether or not he was ever appointed guardian of or adopted this child ? A Yes, sir; I tried to get him to come here.
- Q And he has refused to make any appearance or in any way testify relative to the matter ? A Yes, sir.
- Q He gave you, however, an affidavit dated January 2, 1904, in which he alleges that he was never appointed guardian of this child by any court ? A Yes, sir.
- Q And that evidence you forwarded to the Commission did you not ? A Yes, sir.
- Q Have you ever been appointed guardian of the person and estate of Edward Cole ? A Yes, sir.

Applicant offers in evidence letters of guardianship over the person and estate of Edward Cole issued by R. C. Gardner County and Probate Clerk, Jackson County,

Edward Cole -- 2

Choctaw Nation, dated 8th day of September, A. D. 1903.

- Q Do you desire to select land in allotment for this child under the letters of guardianship which you submit? A Yes, sir.
- Q Do you also desire that the matter of changing his name to his correct name "E-d-w-a-r-d C-o-l-e" be submitted to the Commission to the Five Civilized Tribes? A Yes, sir; I want his name changed so that he will get his land in his right name.

The applicant further submits in support of her application the affidavits of S. J. Belvin, dated December 2, 1903; Eliza Johnson, dated December 1, 1903; letter of the Commission to the Five Civilized Tribes to Isabelle Chubbee, dated December 21, 1903; letter of the Commission to the Five Civilized Tribes of November 10, 1903 to Isabelle Chubbee and the affidavit of Wilson and Somie Durant, dated January 2, 1904.

Witness excused.

Fred V. Kinkade being first duly sworn on oath states that above and foregoing is a true, full and correct translation of his stenographic notes as taken in said cause on date above.

*Fred V. Kinkade*

Sworn to before me this May 7, 1904.

*David Helby*  
Notary Public.

# The Choctaw Nation

Subscribed by

Sealed by

In our Probate Court of Jackson County, Choctaw Nation, on the first Monday in June A.D. 1903, at Pigeon Roost the then seat of justice of said County, you were appointed Guardian of the person and estate of Edward Cole, who is a minor.

Therefore, you are hereby empowered and required to fully and faithfully perform this Trust; to ask, levy, recover, and receive all the estate, real and personal, of your said Ward; to render to our said Court inventory or inventories thereof, as well as any and all annual or other accounts of the same; and to do all things connected with said Trust, according to law, and the orders and decrees of said Court therein.

In witness whereof I hereunto sign my name and affix the seal of said Court

R. D. Sanders

County & Probate

Clerk J. S. N.

Done this the 8<sup>th</sup> Day of Sept. A.D. 1903

Filed in County Court  
this 10th day of June  
in session of the  
County Court

Co. - 1000  
1000

Central District,

Indian Territory

Before me the undersigned authority this day came Solomon J. Belvin a citizen  
by blood of the Choctaw tribe of Indians, Indian Territory, who gave oath and  
says that he has known one called Edward Durant since his infancy, or about  
fifteen years, and that <sup>the</sup> true name of said Edward Durant is Edward Cole, and  
that the name of Edward Durant, a sailor, appears upon the schedule of citizens  
by blood of the Choctaw Nation, entitled to allotment; and that Edward Durant  
and Edward Cole are one and the same person; said Belvin further says that he  
was well acquainted with the father of the so-called "Edward Durant" and that  
the father's name was often called "Edward Cole"; said Belvin further says that he has  
seen and knows of other Cole, the father of Edward Cole, one Isaac Durant  
bearing the name of Edward Cole.

J. J. Belvin

Subscribed and sworn to before me this day of September, 1906.

Robert P. McKim, Jr.  
Notary Public.



Central District

Indian Territory

Before me the undersigned authority came Eliza Johnson, a citizen by blood of the Creek tribe of Indians, Indian Territory, who makes oath and says that she has known Howard Cole, a citizen by blood of the Creek tribe of Indians, for the past ten or twelve years, and knows of her own knowledge that his real and true name is Howard Cole, and that this said Howard Cole is identical with said Howard Cole; and that Howard Cole and Howard Cole are one and the same person.

Eliza Johnson

Subscribed and sworn to before me this 1st day of December 1907.

Wm. F. Rich - Jr.

Notary Public

COMMISSIONERS  
TAMM BIRBY,  
THOMAS B. NEEDLES,  
C. R. BRECKINRIDGE,  
W. E. STANLEY

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

REFER IN REPLY TO THE FOLLOWING

Choctaw 1567  
Choctaw 3661

ALLISON L. AYLESWORTH,  
SECRETARY

Muskogee, Indian Territory, December 21, 1903.

Isabelle Chubbee,

Bennington, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of your letter of the second instant replying to our letter of November 10, 1903, relative to the selection of an allotment for Edward Cole or Edward Durant. In our letter of November 10 it was suggested that you procure the personal attendance of Wilson Durant before the Choctaw Land Office or in the event of your failure to secure his personal attendance that you secure from him an affidavit relative to his former guardianship over Edward Cole or Edward Durant.

In your letter of December 2, 1903, you inclose the affidavits of Eliza Johnson and S. J. Belvin to the effect that they have personally known Edward Cole or Edward Durant for a number of years and that he is the son of Allen Cole and Lucy Cole and that Lucy Cole, after the death of Allen Cole, married Wilson Durant. The affidavits inclosed with your letter of the second instant are here-

with returned and you are advised that on May 12, 1899, when Wilson Durant made application to the Commission for the enrollment of his family as citizens of the Choctaw nation he represented that he

I C 2

was the guardian of Edward Durant, the child of Allen and Lucy Cole. This child consequently appears upon our records enrolled as Edward Durant, ward of Wilson Durant, and before the Commission can permit you to make allotment for this child it will be necessary that you personally appear before the Choctaw Land Office in company with Wilson Durant, in order that his testimony may be procured to the effect that he is no longer guardian or custodian of the person of Edward Durant and that you have been lawfully appointed guardian of this child.

Respectfully,

  
Chairman.

AB 9-21

COMMISSIONERS  
TAMM DIXON  
THOMAS H. NEEDLES  
C. R. BRICKENRIDGE  
W. E. STANLEY

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

7-3651  
Roll 10328

ALLISON L. AYLESWORTH  
SECRETARY

COMMISSION TO THE FIVE CIVILIZED TRIBES

Atoka, Indian Territory, November 10, 1903.

Isabelle Chubbee,

Bennington, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of October 28, 1903, stating that when you appeared at the Choctaw Land Office at Atoka, Indian Territory, to file on land for Edward Cole, or Edward Durant, of whom you have been appointed guardian, you were instructed to have Wilson Durant, the former guardian of said Edward Durant, to appear at said land office and give testimony to the effect that Edward Cole and Edward Durant are one and the same person. You state that since your return home you have been to see said Wilson Durant, but were unable to induce him to appear at the land office for the purpose of giving such testimony. You ask instructions as to what further steps you should take in the matter.

In reply thereto you are advised that the name of Edward Durant, age fifteen years, appears upon the schedule of citizens by blood of the Choctaw Nation approved by the Secretary of the Interior, No. 4700, as the ward of Wilson Durant.

When you appeared at the land office you made application for a citizenship certificate for said Edward Durant, and presented as your authority what purported to be letters of guardianship appointing you guardian of one Edward Cole, who you state is identical with the Edward Durant above referred to, whose name appears upon

Isabelle Chubbee-----2

the roll of citizens by blood of the Choctaw Nation, but you were unable to give satisfactory evidence that these two persons were one and the same, and you were advised that in order that you might make application for selection in allotment in behalf of said Edward Durant under the letters of guardianship presented by you, appointing you guardian of Edward Cole, it would be necessary that you submit the testimony of two or more disinterested persons to the effect that the Edward Cole named in said letters of guardianship and the Edward Durant whose name appears upon the approved schedule of citizens by blood of the Choctaw Nation, entitled to receive an allotment of land in the Choctaw and Chickasaw Nations, are identical; and that it would be further necessary that the appointment of Wilson Durant as guardian of Edward Durant be revoked by the court that appointed him, and that either the original or a certified copy of the order of revocation be also submitted in support of your application in behalf of said Edward Durant.

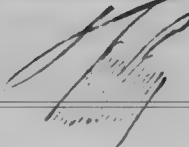
It is suggested that if you are unable to induce Wilson Durant, the former guardian of said Edward Durant, to appear in person at the land office for the purpose of giving testimony in this matter, that you secure his affidavit relative thereto, together with the testimony of some other person who is acquainted with the circumstances in this case.

Upon presentation of such evidence, together with proper proof of the revocation of the letters of guardianship here-

Isabelle Chubb--3

tofore issued to said Wilson Durant, appointing him guardian of said Edward Durant, your application to select land in allotment in behalf of said child will receive further consideration by the Commission.

Respectfully,



Chairman.

Indian Territory }  
Central District }

I Wilson Durant an oath state that I  
am a citizen by blood of the Cherokee Nation  
and the step father of <sup>Edward</sup> Durant, whose correct  
name is Edward Cole, that I never was  
appointed by any court as legal guar-  
dian of said Edward Durant (Edward Cole)  
that I am no longer Custodian of said  
child and have nothing to do with his per-  
son or estate. That I know Edward  
Durant and Edward Cole to be one  
and the same person; that I had said  
child enrolled with 120 days May 1899 as  
my ward; that in so doing I did not intend  
to convey the impression that I had been  
appointed by any court, but that I was  
guardian by right, being stepfather.

Wilson <sup>his</sup> Durant  
mark

Witness & signature }  
S. C. V. Stewart }  
H. R. Adams } before me this 2nd  
1904

J. R. Armstrong  
Notary Public

Comm. exp. Nov. 11, 1907

Indian Territory }  
Central District }

Samuel Durant are both states that  
he a citizen by blood of the Cherokee Nation,  
that he is acquainted with Wilson Durant  
and Edward Durant. That he knows Edward  
Durant and Edward Calhoun are one and the  
same person; that he has known both  
forenamed parties more than twelve years.

That he knows of his own knowledge that  
Wilson Durant was never appointed  
guardian of said Edward Durant  
by any court. That said person lived  
with said Wilson Durant and was raised  
by him to his knowledge of the matter.

Samuel Durant

Subscribed and sworn to before me  
this Jan 2<sup>nd</sup> 1904.

J. R. Armstrong



44310

20

AE.

IN RE

Application for Enrollment of

INFANT CHILD

*Rachel Durant*  
as a citizen of

*Choctaw*

Nation

Approved AUG 1 1901

190

*[Signature]*

Commissioner

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

AUG 1 1901

*[Signature]*

ACTING CHAIRMAN

CHOCTAW.

1667

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Choctaw* Nation.  
of *Rachel Durant*, born on the *4* day of *Sept*, 18*88*.  
Here insert name of child  
Name of Father: *Wilson Durant*, a citizen of the *Choctaw* Nation.  
Name of Mother: *Dora Durant*, a citizen of the *Choctaw* Nation.  
Post-office, *Crowder I.D.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }

*Central* INDIAN TERRITORY, }

District, }

I, *Dora Durant*, on oath state that I am *21*  
years of age and a citizen, by *marriage*, of the *Choctaw* Nation;  
that I am the lawful wife of *Wilson Durant*, who is a citizen, by  
*birth*, of the *Choctaw* Nation; that a *female* child was  
(male or female)  
born to me on the *4* day of *Sept*, 18*88*; that said child has been  
named *Rachel Durant*, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)

*Chas. S. Lynch*  
*A. Barnhill*

*Dora Durant*

Subscribed and sworn to before me this

*28* day of*July*190*1*.*Thomas D. McReynolds*

NOTARY PUBLIC.

*My Commission expires Apr. 27-1905*

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }

*Central* INDIAN TERRITORY, }

District, }

I, *Sallie Butler*, a *mid wife*, on oath state that I  
attended on Mrs. *Dora Durant*, wife of *Wilson Durant*  
on the *4* day of *Sept*, 18*88*; that there was born to her on  
said date a *female* child; that said child is now living and is said to have been  
(male or female)  
named *Rachel Durant*.

WITNESSES TO MARK:

(Must be Two  
Witnesses)

*Chas. S. Lynch*  
*A. Barnhill*

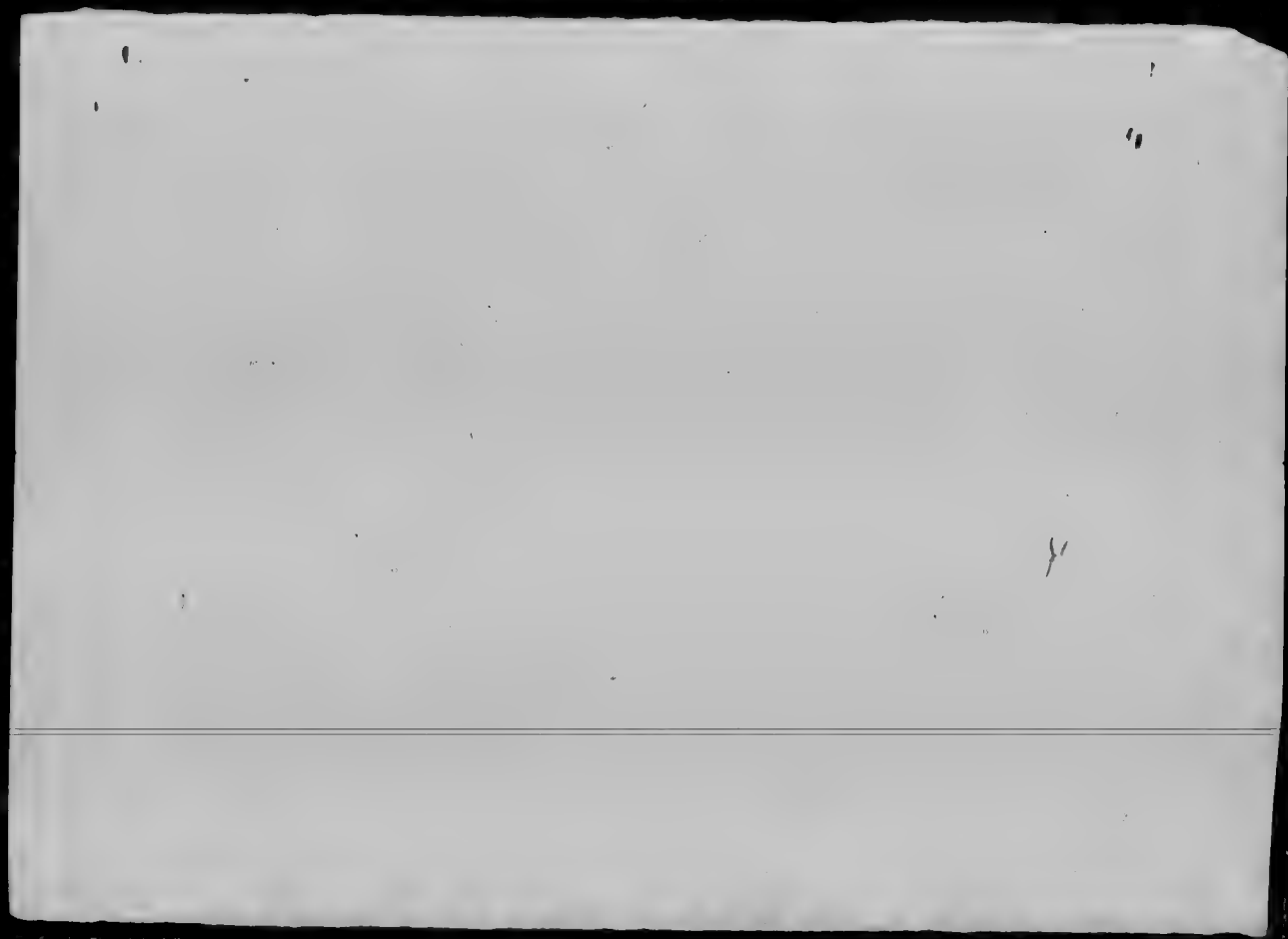
*Sallie Butler*

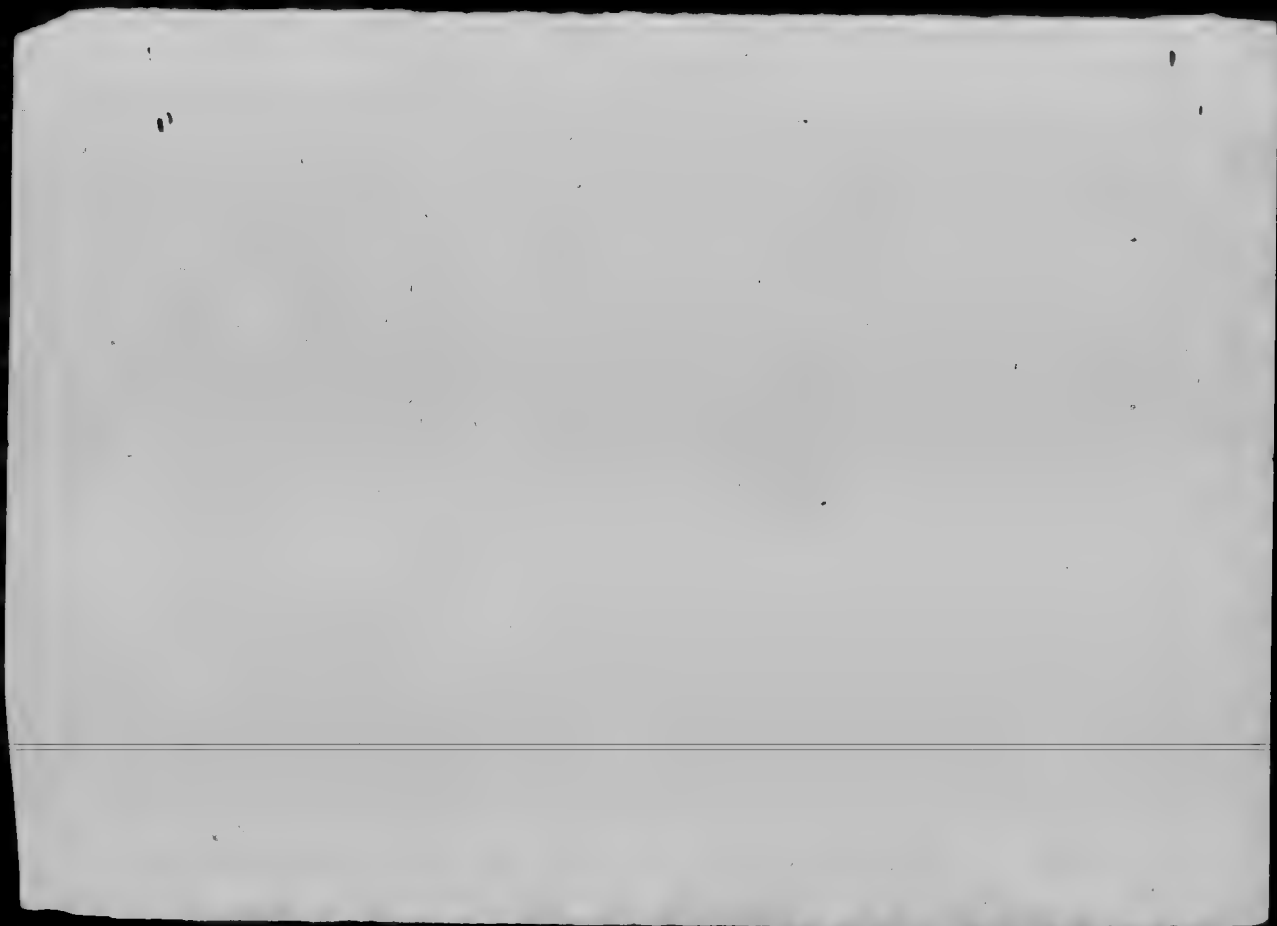
Subscribed and sworn to before me this

*28* day of*July*190*1*.*Thomas D. McReynolds*

NOTARY PUBLIC.

*My Commission expires Apr. 27-1905*





# MEMORANDA.

(Date) June 2 1899.

Name .....

Choctaw ? ..... County ..... Year ..... No. ....

Chickasaw ? ..... County ..... Year ..... Page .....

Citizen by blood ? ..... Mother's citizenship .....

Intermarried citizen ? .....

Married under what law ? .....

License filed this day, .....

17 Wife's name, Dora .....

Choctaw ? ..... County ..... Year ..... No. ....

Chickasaw ? ..... County ..... Year ..... Page .....

Citizen by blood ? ..... Mother's citizenship .....

Intermarried citizen ? .....

Married under what law ? .....

License filed this day June 2 .....

Names of children:

..... County ..... Year ..... Page ..... No. ....

..... County ..... Year ..... Page ..... No. ....

..... County ..... Year ..... Page ..... No. ....

..... County ..... Year ..... Page ..... No. ....

..... County ..... Year ..... Page ..... No. ....

..... County ..... Year ..... Page ..... No. ....

..... County ..... Year ..... Page ..... No. ....

..... County ..... Year ..... Page ..... No. ....

..... County ..... Year ..... Page ..... No. ....

..... County ..... Year ..... Page ..... No. ....

*John ... 1661*  
*hired ...*

1667

Muskogee, Indian Territory, August 1, 1901.

Mr. T. V. McReynolds,

Notary Public,

Mayhew, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 30th ultimo, enclosing the application for enrollment as a citizen of the Choctaw Nation of Rachel Durant, the infant daughter of Wilson and Dora Durant, born September 4, 1899, and the same being in proper form has been duly filed with the records of the Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

7-1667

HENRY L. DAWES  
JAMES BIRNEY  
THOMAS B. NEEDLES  
C. R. BRICKKIRKIDGE

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

Choctaw-1667

ATTORNEY AT LAW

Muskogee, Indian Territory, February 27, 1903.

Dora Durant,

Mayhew, Indian Territory.

Dear Madam:

It is the present intention of the Commission to establish land offices in the Choctaw and Chickasaw Nations April 1, 1903.

The Act of Congress approved July 1, 1902, provides:

"No person whose name does not appear upon the rolls as herein provided shall be entitled in any manner to participate in the distribution of the common property of the Choctaw and Chickasaw tribes."

It will be necessary, before your right to enrollment as an intermarried citizen of the Choctaw Nation can be determined, that you appear before the Commission and testify as to your status on September 28, 1902.

For this purpose the Commission has made an appointment at Atoka, Indian Territory, March 10 to 13, 1903, and you should personally appear at said place on one of the above dates for the purpose herein indicated. No further action can be taken relative to the determination of your right to enrollment until this testimony is received.

Respectfully,

Chairman.

Choctaw-1667

Muskogee, Indian Territory, February 27, 1903.

Dora Durant,

Mayhew, Indian Territory.

Dear Madam:

It is the present intention of the Commission to establish land offices in the Choctaw and Chickasaw Nations April 1, 1903.

The Act of Congress approved July 1, 1902, provides:

"No person whose name does not appear upon the rolls as herein provided shall be entitled in any manner to participate in the distribution of the common property of the Choctaw and Chickasaw tribes."

It will be necessary, before your right to enrollment as an intermarried citizen of the Choctaw Nation can be determined, that you appear before the Commission and testify as to your status on September 25, 1902.

For this purpose the Commission has made an appointment at Atoka, Indian Territory, March 10 to 13, 1903, and you should personally appear at said place on one of the above dates for the purpose herein indicated. No further action can be taken relative to the determination of your right to enrollment until this testimony is received.

Respectfully,

Chairman.



7-1867

Muskogee, Indian Territory July 10, 1903.

Dora Durant,

Crowder, Indian Territory,

c/o S. L. Bohman,

Dear Madam:

Receipt is hereby acknowledged of your letter of July 1, relative to the status of your enrollment as an intermarried citizen of the Choctaw Nation. You state that other persons are crowding you off the land which you desire to select in allotment.

In reply to your letter you are informed that it appears from our records that Dora Durant, wife of Wilson Durant, has been listed for enrollment as an intermarried citizen of the Choctaw Nation but her final right to such enrollment has not yet been determined. As soon as a decision is rendered in her case she will be notified of the action of the Commission.

It appears from our records that Wilson Durant and his children Bessie and Rachel Durant have been enrolled by this Commission as citizens by blood of the Choctaw Nation and on December 12, 1902 their enrollment was approved by the Secretary of the Interior.

You are informed that if you will furnish a description of the land which you desire to select as your allotment proper

DD -2

notation thereof will be made upon our records and you will be notified in the event any other person makes application for the same or any portion of it and you will be permitted to institute contest proceedings for its possession.

Respectfully,

Commissioner in Charge.

7-1667.

Muskogee, Indian Territory, October 5, 1903.

Dora Durant,

o/o S. L. Bonham,

Crowder, Indian Territory.

Dear Madam:

On February 27, 1903, you were notified that before your right to enrollment as an intermarried citizen of the Choctaw Nation could be determined, you should appear before the Commission and testify as to your status as an intermarried citizen on September 25, 1902.

You are again notified that it will be necessary for you to appear in person before the Commission at its offices at Muskogee, Indian Territory, there to give the aforesaid testimony. This matter should receive your prompt attention, as until this testimony is received no further consideration can be given to your application for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Chairman.

7-1607

Muskogee, Indian Territory, October 13, 1903.

Dora Durant,

Boswell, Indian Territory.

Dear Madam:

Referring to your letter of September 17, 1903, you are advised that no decision has, up to this time, been rendered by the Commission relative to your right to enrollment as an inter-married citizen of the Choctaw Nation. When such decision is rendered you will be furnished with a copy thereof.

Respectfully,

Commissioner in Charge.

Choctaw 1667  
Choctaw 3661

Muskogee, Indian Territory, December 21, 1903.

Commissioner in Charge,  
Choctaw Land Office,  
Atoka, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of the fifth instant, inclosing, for proper disposition, letter of Isabelle Chubbee of December 2, inclosing affidavits of Eliza Johnson and S. J. Belvin relative to the application made by Isabelle Chubbee for a selection of land for allotment for Edward Cole whose name appears upon the approved roll of citizens by blood of the Choctaw nation as Edward Durant, roll number 4701.

In your letter of the fifth instant you invite attention, in the consideration of this matter to the letter prepared at your office on November 10, 1903, directed to Isabelle Chubbee in response to her communication of October 28, 1903. The letter of Isabelle Chubbee of December 2, 1903, has this day been replied to from this office and for your information there is inclosed you herewith carbon copy thereof. You will be guided in the making of an allotment to Edward Cole or Edward Durant by the instructions contained in this letter.

Respectfully,

AB 10-15

Chairman.

Choctaw 1447  
Choctaw 3461

Waskaree, Indian Territory, December 21, 1903.

Isselle Ambler,

Waskaree, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of your letter of the second instant relative to our letter of November 10, 1903, relative to the selection of an allotment for Edward Cole or Edward Durant. In our letter of November 10, it was suggested that you procure the personal attendance of Wilson Durant before the Choctaw Land Office or in the event of your failure to secure his personal attendance that you secure from him an affidavit relative to his former guardianship over Edward Cole or Edward Durant.

In your letter of December 2, 1903, you inclose the affidavits of Elina Johnson and J. J. Melvin to the effect that they have personally known Edward Cole or Edward Durant for a number of years and that he is the son of Allen Cole and Lucy Cole and that Lucy Cole, after the death of Allen Cole, married Wilson Durant. The affidavits inclosed with your letter of the second instant are herewith returned and you are advised that on May 12, 1899, when Wilson Durant made application to the Commission for the enrollment of his family as citizens of the Choctaw Nation he represented that he

I C 2

was the guardian of Edward Durant, the child of Allen and Lucy Cole. This child consequently appears upon our records enrolled as Edward Durant, ward of Wilson Durant, and before the Commission can permit you to make allotment for this child it will be necessary that you personally appear before the Choctaw Land Office in company with Wilson Durant, in order that his testimony may be procured to the effect that he is no longer guardian or custodian of the person of Edward Durant and that you have been lawfully appointed guardian of this child.

Respectfully,

Chairman.

AB 9-21

Choctaw 1667

Muskogee, Indian Territory, February 10, 1904.

Dora Durant,

Muskeev, Indian Territory,

Dear Madam:

You are hereby advised that under direction of the Secretary of the Interior of November 18, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations dated January 23, 1904, no further action will be taken relative to your enrollment as an intermarried citizen of the Choctaw Nation until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.



Choctaw 1667

Muskogee, Indian Territory, July 8, 1904.

Esabel Chubby,

Bennington, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of your letter of July 4, asking the status of the enrollment of Edward Durant or Cole and inquiring what has been done relative to the change of his name.

In reply to your letter you are advised that on July 7, 1904, the Commission recommended to the Secretary of the Interior the change of the name of Edward Durant on the approved rolls of the citizens by blood of the Choctaw Nation from Edward Durant to Edward Cole.

When this recommendation is approved by the Department, selection of allotment can be made for this citizen. It is suggested that you communicate with the Commission again in thirty or sixty days, when you will be advised as to the action of the Department in this matter.

Respectfully,

Commissioner in Charge.

Choctaw 1667

Nowata, Indian Territory, August 9, 1904.

Isabel C. Gilbert,

Nowata, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of your letter of August 5, asking if the Secretary of the Interior has yet approved the change of the name of Edward Durant to Edward Cole.

In reply to your letter you are advised that on July 7, 1904, the Commission recommended to the Secretary of the Interior the change of the name of Edward Durant to Edward Cole, but has not yet been advised of Departmental action thereon.

If you will communicate with the Commission again in about thirty days you will be notified if this recommendation has been approved by the Department.

Respectfully,

Commissioner in Charge.

Winko, Ok., Indian Territory, July 7, 1904.

The Honorable,

The Secretary of the Interior.

Sir:

On October 8, 1902, the Council for the Five Civilized Tribes had the honor to transmit for Departmental consideration schedules constituting a part of the final roll of citizens of the Choctaw Nation, numbers 4001 to 4991, the native names of which have been heretofore returned approved by the Department of the Interior, December 17, 1902.

I now have the honor to advise that the name of the citizen who appears on said schedule of rolls number 4761, as Edward Durant, is in error and should be corrected.

On April 27, 1904, Isabella Chubb, daughter of Edward Durant, who appears on said schedule of rolls number 10329 on the approved roll of citizens of the Choctaw Nation, appeared before the Commissioner of the Choctaw Land Office in Muskogee, Indian Territory, for the purpose of electing allotment for the said Edward Durant, at which time it developed that the correct name of this citizen is Edward Cole, and that he is the son of Allen and Lucy Cole, both deceased.

Secretary 2.

It is the desire of Isabella Chubbuck to select allotment for the citizen whose name appears opposite number 4701 upon the approved roll of citizens by blood of the Choctaw Nation under his correct name of Edward Cole. For the information of the Department, a copy of the testimony of Isabella Chubbuck, of April 27, 1904, is herewith submitted.

I have the honor to recommend that the surname of the citizen whose name appears opposite number 4701 on the approved roll of citizens by blood of the Choctaw Nation as Edward Burnett, be changed upon the schedules of citizens by blood of the Choctaw Nation and the Commission's letter of transmittal, October 9, 1903, in the office of the Secretary of the Interior and the Commissioner of Indian Affairs, from "Burnett" to "Cole", and that the Commission be authorized to make corresponding changes upon the schedules and letters of transmittal in its possession.

Very respectfully,

Choctaw - 1867.

Commissioner in Charge.

Through the Commissioner  
of Indian Affairs.

C O P Y

D. C. #27366

DEPARTMENT OF THE INTERIOR,  
ITD 5980-1904. Washington.

CMR

L R S

July 28, 1904.

The Commission  
to the Five Civilized Tribes.

Gentlemen:

In his letter of July 7, 1904, Commissioner in Charge Needles reports the surname of the citizen shown opposite No. 4701 upon approved roll of citizens by blood of the Choctaw Nation, as Edward Durant, is in error and should be corrected, it appearing from the testimony of Isabelle Chubbee before your Commission, April 27, 1904, copy of which was transmitted, that the correct name of said citizen is Edward Cole.

Authority is therefore requested to change said roll and your letter of transmittal of October 9, 1902, so that the name shown No. 4701 thereon will appear as Edward Cole instead of Edward Durant.

The authority requested is hereby granted. The Department has made the necessary correction upon its copy of the roll and upon your said letter of transmittal, and the Commissioner of Indian Affairs has been authorized to make a similar correction on the copy of the roll in his possession.

A copy of the communication of the Acting Commissioner of July 22, 1904, is inclosed.

Respectfully,

Thos. Ryan,

1 inclosure.

Acting Secretary.

(COPY)

Refer in reply to the following:

Land.  
45528-1904.

DEPARTMENT OF THE INTERIOR,  
Office of Indian Affairs,

Washington, July 22, 1904.

The Honorable,

Secretary of the Interior.

Sir:

I have the honor to enclose a report from the Commission to the Five Civilized Tribes, dated July 7, 1904, from which it appears that the surname of the citizen whose name appears opposite No. 4701, approved partial roll of citizens by blood of the Choctaw Nation, should be changed from Durant to Cole. The Commission enclosed with their report a copy of the testimony of Isabelle Chubbee taken April 27, 1904, which shows that the correct name of the citizen referred to is Edward Cole. Allen and Lucy Cole were the parents of Edward Cole. Lucy Cole is dead and since her death he has made his home with Isabelle Chubbee. Lucy Cole was, at the time of her death, the wife of Wilson Durant and it appears that the applicant has been enrolled under the name of Durant. Isabelle Chubbee is the legal guardian of the person and estate of Edward Cole.

The Commission requests authority to make the proper correction on their partial roll.

It is recommended that the roll on file with the Department be corrected and that this office and the Commission be authorized

(2)

to properly correct their respective rolls.

Very respectfully,

A. C. Tonner,

Acting Commissioner.

GAV-E

Choctaw 1667.

Muskogee, Indian Territory, August 12, 1904.

Commissioner in Charge,  
Choctaw Land Office,  
Atoka, Indian Territory.

Dear Sir:

There is enclosed herewith for the information of your office, copy of Departmental letter of July 28, 1904, (I. T. D. 5980-1904), authorizing the change in the name of the citizen who appears opposite number 4701 upon the approved roll of citizens by blood of the Choctaw Nation, from Edward Durant to Edward Cole.

Your office is therefore directed to make the necessary changes upon the schedules of citizens by blood of the Choctaw Nation and letters of transmittal in the possession of your office, and to receive application for allotment in behalf of the said Edward Cole in accordance with the rules and regulations governing the selection of allotments and the designation of homesteads in the Choctaw and Chickasaw Nations.

Respectfully,

EA 1-12.

Commissioner in Charge.



Choctaw 1567.

Muskogee, Indian Territory, August 12, 1904

Commissioner in Charge,  
Chickasaw Land Office,  
Tishomingo, Indian Territory.

Dear Sir:

There is enclosed herewith for the information of your office, copy of Departmental letter of July 28, 1904, (I.T.D. 5980-1904), authorizing the change in the name of the citizen who appears opposite number 4701 upon the approved roll of citizens by blood of the Choctaw Nation, from Edward Durant to Edward Cole.

Your office is therefore directed to make the necessary changes upon the schedules of citizens by blood of the Choctaw Nation and letters of transmittal in the possession of your office, and to receive application for allotment in behalf of the said Edward Cole in accordance with the rules and regulations governing the selection of allotments and the designation of homesteads in the Choctaw and Chickasaw Nations.

Respectfully,

EA 2-12.

Commissioner in Charge.

Commissioner in Charge,

Chickasaw Land Office,

Tishomingo, Indian Territory.

Dear Sir :-

Referring to card last Chicago circular dated 12.16.03,  
Wilson Durant, et al, you are advised that the following changes have  
this day been made therein:

At No.2, the title under the name "Cole" has been cras-  
ed, and the surname "Cole" substituted.

At No.3, the title under the name "Durant" has been cras-  
ed, and the surname "Durant" substituted.

The following notation has also been placed upon said card:

"No.2, Name changed under Departmental instructions of July 28,  
1904. (D. C. #27366-1904)".

You are therefore requested to make like changes and nota-  
tion upon the duplicate of corresponding number in your possession.

Respectfully,

Commissioner in Charge.

7-1667

Muskogee, Indian Territory, August 12, 1904.

Commissioner in Charge,  
Choctaw Land Office,  
Atoka, Indian Territory.

Dear Sir :-

Referring to original Choctaw enrollment card No.1667,  
Wilson Durant, et al, you are advised that the following changes have  
this day been made therein:

At No.2, the ditto marks under the surname have been erased,  
and the surname "Cole" inserted.

At No.3, the ditto marks under the surname have been erased,  
and the surname "Durant" inserted.

The following notation has also been placed upon said card:

" No.2, Name changed under Departmental instructions of July 28,  
1904. (D. C. #27366-1904)".

You are therefore requested to make like changes and notation  
upon the duplicate of corresponding number in your possession.

Respectfully,

Commissioner in Charge.

Folders 1668 and

1669 missing

1670 John B. Human et al

Choc

767c

IN RE

Application for Enrollment of

INFANT CHILD.

*John H. Brown*

As a citizen of the

*Cherokee*

Nation.

Approved C. C. C.

1833

*[Signature]*

Commissioner.

COMMISSIONER

RECEIVED

FILED

Oct 6 1833

*[Signature]*

CHAIRMAN

1670

Department of the Interior.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Johnie Hinman Humman, born on the 10 day of Aug., 1879.

Name of father: John E. Humman, a citizen of the Choctaw Nation.

Name of mother: Mary J. Humman, a citizen of the \_\_\_\_\_ Nation.

Post Office: Marand Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Central District.

I, M. J. Humman, on oath, state that I am 32 years of age and a citizen, by marriage, of the Choctaw Nation; that I am the lawful wife of John E. Humman who is a citizen, by blood, of the Choctaw Nation; that a girl child was born to me on the 10 day of Aug., 1879; that said child has been named Johnie Hinman Humman and is now living.

Mary J. Humman

Subscribed and sworn to before me this 5 day of Sept., 1879.

W. D. Liscumb

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

Central District.

I, W. D. Liscumb, a Physician, on oath, state that I attended on Mrs. M. J. Humman, wife of John E. Humman on the 10 day of August, 1879; that there was born to her on said date a girl child; that said child is now living and is said to have been named Johnie Hinman Humman.

W. D. Liscumb

Subscribed and sworn to before me this 5 day of Sept., 1879.

W. D. Liscumb

Notary Public.

Department of the Interior

Commissioner of Indian Affairs

I hereby certify that the foregoing is a true and correct copy of the original as the same appears in the files of the Department of the Interior.

*M. D. Green*

Commissioner of the Five Civilized Tribes,

Washland, Indian Territory.

In the matter of the enrollment of John J. Homan and wife and children, as citizens of the Cherokee Nation; being sworn and examined by Commissioner McLaughlin, he testifies:

Q Where have you been living? A I said.

Q How long? A Two years.

Q When did you come there? A I don't remember the exact month, about August, year before last I think it was.

Q August, 1937? A Yes, went from Canada down there.

Q How long have you been living in the Indian Territory?

A June 1937 or 1936; it was as far back as 1937.

Q When did your family come here? A About two or three weeks after I came up there.

Q They came there then in the year of 1936 or 1937 you say?

A Yes sir.

Q Can't you remember now? A I am pretty sure it was 1937.

Q Your wife, Mary J., and these children whom you have enrolled here moved into the Indian Territory permanently in 1937 did they?

A Yes sir, I am pretty sure it was 1937.

Q Have they moved back since that time and resided in the State of Texas? A No sir.

Q You had resided in the state of Texas all your life before that had you? A No sir; here a part of the time; about '74 or '5 we went from here to the State; we come here in '70, and about '75 my mother died here and my father moved back there and I come here in '36 and lived down about Colbert and lived part of '83 and part of '89, about six or eight months in the two years.



9-214  
7-1670  
7-3630  
M C R-349  
" " " 383

Muskogee, Indian Territory, October 10, 1903.

Honorable John D. Benedict,  
Supt. Schools in Indian Territory,  
Muskogee, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 6th inst., requesting to be advised whether or not Hoy Human, 9 years of age, Durant, Indian Territory, daughter of J. B. Human; Maggie A. Mantooh, 13 years old, daughter of Lizzie Mantooh of Okra, Indian Territory; Mamie Thomas, 12 years old, daughter of Joe L. Thomas, Reff, Indian Territory; Almira Risner, 11 years old, daughter of William Risner, Bennington, Indian Territory and Jesse Bies, 15 years old of Ryan, Indian Territory, are regularly enrolled as Choctaws by blood, stating that the above named children are deaf mutes who have applied for authority to enter the Deaf and Dumb Institute.

You are informed it appears from our records that Mamie Thomas, now about 14 years of age, daughter of Joe L. and Mattie Thomas, Reff, Indian Territory, has been duly enrolled by this Commission as a citizen by blood of the Chickasaw Nation and her enrollment as such approved by the Secretary of the Interior December 12, 1902; Almira Risner, 14 years of age, daughter of

J D B 2

William and Lucy Risener, Bennington, Indian Territory, has been duly enrolled by this Commission as a citizen by blood of the Choctaw Nation and her enrollment as such approved by the Secretary of the Interior February 4, 1903.

You are further advised it does not appear from our records that any application was ever made to this Commission for enrollment of any child by the name of Hoy Human, daughter of John B. Human; it does appear, however, that John B. Human, his wife and four minor children were admitted to citizenship in the Choctaw Nation by a judgment of the United States court for the Central District of Indian Territory, August 26, 1897, and their rights are now being contested by legal proceedings in the Choctaw-Chickasaw citizenship court instituted under the provisions of the Act of Congress approved July 1, 1902. Among the children admitted by said judgment is Floy Human, now about 12 years of age.

It further appears from our records that Maggie Mantooh, now about 15 years of age, daughter of Elizabeth W. Mantooh, of Okra, Indian Territory, was an applicant to this Commission for identification as a Mississippi Choctaw but was rejected by the Commission February 12, 1903 and the action of the Commission approved by the Secretary of the Interior May 15, 1903.

It further appears that Jessie Sies, now about 13 years of age, daughter of John and Sallie Sies, Sugden, Indian Territory, was an applicant to this Commission for identification as a

J D B 3

Mississippi Choctaw but the application was denied October 14, 1902, and the record forwarded to the Department of the Interior October 30, 1902 and the same remanded by the Secretary of the Interior for further hearing February 19, 1903.

It is believed that Floy Human, Maggie Mantooth and Jessie Sies are the persons named in your letter of inquiry as Hoy Human, Maggie A. Mantook and Jesse Sies. If they are not, a further communication from you relative to the matter will receive prompt attention.

Respectfully,

Chairman.

Choctaw 1670  
Choctaw 3488  
Choctaw 3575

Muskogee, Indian Territory, April 4, 1904.

J. G. Ralls,

Attorney at Law,

Atoka, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of March 30, stating that you presume the Commission will soon be furnished with judgments of the Choctaw and Chickasaw Citizenship Court admitting John B. Human and certain children, Jesse M. Human and certain children and Mrs. Zoe Hill and certain children, and in reply you are advised that when the judgments of the Citizenship Court in these cases has been forwarded the Commission, your request that the younger children of the above named persons, not included in the judgment because born since the date of the original application, be scheduled along with the parents will receive consideration.

Respectfully,

Commissioner in Charge.

1674	Josiah	BATTIEST	et al	Choc
1673	Josephine	Oxford	et al	Choc
1672	Eastman	Roberts	et al	Choc
1671	Ellen	Austin	et al	Choc

EMPTY

1675

Harris Frazier

Choc

7-1675

(C-O-P-Y)

Dec 6, 1902.

Antlers, I.T.

Dawes Commission,

I will acknowledge my self to you I have deource my wife, But I got the child My wife was daughter of Allington Ward her name Joanna Ward fore married and child name Clarra Frazier in Kiamitia Co. if any chance for me to come I will come But you all excause me for not come I am working at W. W. Wilson Ranch I could get off and nobody to get te work in my place. so I will clese for this time. Hoping to hear from soon as you can

very Respt

Harris Frazier

Antlers.

7-1675.

Muskogee, Indian Territory, December 24, 1902.

Harris Frazier,

Antlers, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 6th instant, stating that you had been divorced from your wife, Joanna Frazier, who was a daughter of Allington Ward, and that you have the custody of your child, Clara Frazier.

In reply to your letter you are advised that this information has been made a matter of record with the Commission.

Respectfully,

Acting Chairman.



Muskogee, Indian Territory, March 27, 1905.

Oye McKinney,

Olney, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 15, 1905, in which you ask if Georgie and Leanna McKinney appear on the rolls.

In reply to your letter you are advised that the information contained therein is not sufficient to enable the Commission to identify Georgie and Leanna McKinney as applicants for enrollment in the Choctaw Nation. If you will state the names of their parents, and when application was made for their enrollment, the matter of your inquiry will receive further consideration.

Respectfully,

Chairman.

1676

Charles Walters

et al

Choc<sup>\*</sup>

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---

The record herein is in the matter of the application for the  
enrollment as a citizen by intermarriage of the Choctaw Nation of

CHARLES W. WALTERS,

7 1676 -

Recorded  
this 16 day of May 1849  
In Book No. 8  
On Page 365  
of County Record

---

J. L. Burney  
County Clerk  
of Richmond County  
Georgia  
Nation

1  
I have the honor to acknowledge  
the receipt of your letter of the 10th  
inst. and the marriage of the  
Fathers to the State of New York  
This the 10th day of March 1874

Very respectfully  
Crescent Lodge and the  
District of Columbia

The Choctaw Nation  
County of Dawson

To all whom these presents may  
come Greeting:

Know ye that I, E. R. Herndon  
County Clerk of the County of Dawson  
C. N. having been applied to for a  
Marriage License by E. N. Hutton a  
United States citizen who is proposing  
to marry Miss Sibale Laine a citizen  
of the Choctaw Nation by blood  
The said E. N. Hutton having complied  
with the requirements of the laws  
of the Choctaw Nation (relative  
to marriages between citizens by  
blood of this Nation and those  
citizens white, and being of good  
Moral Character & of legal  
integrity as required by the  
Constitutions & laws of the Choctaw Nation  
grant E. N. Hutton a Marriage License  
to marry Miss Sibale Laine according  
to the laws & regulations of the Choctaw  
Nation.

Given under my hand & seal  
of Office this 21<sup>st</sup> day of Nov. 1899.

E. R. Herndon  
County Clerk Dawson Co.  
Choctaw Nation

Choctaw, 1676.

Department of the Interior,  
Commission to the Five Civilized Tribes.  
Ardmore, I. T., October 27, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Charles W. Walters.

Charles W. Walters being duly sworn testifies as follows:

Examination by the Commission.

- Q What is your name? A Charles W. Walters.
- Q How old are you? A 43.
- Q What is your post office address? A Ardmore at present.
- Q How long have you resided in the Chickasaw Nation? A 2 months.
- Q Where did you live before that? A At Grant.
- Q In the Choctaw Nation? A Yes sir.
- Q How long did you reside in the Choctaw Nation? A Been living in the Choctaw Nation about 25 years.
- Q Continuously for the past 25 years? A Yes sir, all except 5 or 6 years in the Chickasaw Nation and Oklahoma.
- Q You are a white man? A Yes sir.
- Q A citizen of the United States? A Yes sir,
- Q Not of any foreign country? A No sir.
- Q You are a claimant for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
- Q What is the name of your Choctaw wife? A Isabelle John was her maiden name.
- Q Is she a recognized citizen by blood of the Choctaw Nation? A Yes sir.
- Q Her rights as such have never been questioned? A Yes sir.
- Q Did you understand that question; have her rights as a citizen ever been questioned? A No, No sir.
- Q Always drawn the annuities with the tribe? A Yes sir.
- Q When did you marry her? A In 1899 to the best of my recollection.
- Q Were you ever married to her prior to your marriage in 1899? A Yes sir.
- Q To this same woman? A No sir, to another woman.
- Q To whom? A To Mary Gardner.
- Q A Choctaw woman? A No sir, she was a white woman, but she married a citizen.
- Q She was an intermarried citizen of the Choctaw Nation? A Yes sir, previous to '77.
- Q When did you marry Mary Gardner? A In '79.
- Q Did you marry her under a Choctaw license? A No sir.
- Q Did you live with Mary Gardner up until the time of her death? A Yes sir.
- Q Was your present wife ever married prior to her marriage to you? A No sir.
- Q You were married to your present wife in 1899? A Yes sir.

Charles W Walters----2

- Q Did you marry her under a Choctaw license? A Yes sir.  
Q How much did you pay for that licence? A \$100.00.  
Q Have you since your marriage to this woman in 1899 lived with her continuously? A Yes sir.  
Q There has been no separation, desertion or divorce? A No sir.  
Q And you and your wife have been and are now living together as man and wife actual bona fide residents of the Choctaw-Chickasaw country? A Yes sir.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Ardmore, I. T., on the 27th day of October, 1902, and that the within and foregoing is a full, true and correct transcript of his stenographic notes in the same.

Subscribed and sworn to before me this 6 day of November, 1902.

*C. Stephens*  
Notary Public.



7 - 1676.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

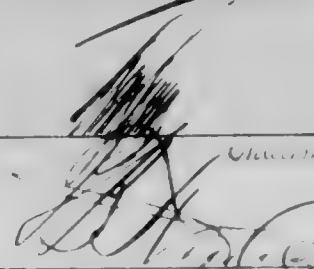
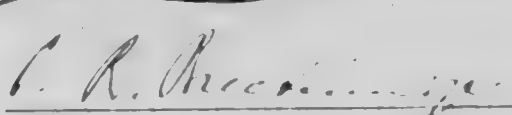
In the matter of the application for the enrollment of Charles W. Walters as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that Charles W. Walters, on March 18, 1899, was married in accordance with the laws, customs and usages of the Choctaw Nation to Isabel Walters (nee John), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 4724 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 18, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in the Choctaw-Chickasaw country as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Charles W. Walters should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
\_\_\_\_\_  
Charles W. Walters  
  
\_\_\_\_\_  
C. R. McCallister

Muskogee, Indian Territory,

APR 20 1903

Choctaw-1676

Muskogee, Indian Territory, April 29, 1903.

Charles W. Walters,  
Ardmore, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*James P. Hefey*  
Chairman.

Registered.

Enc. I.B.S. 3.

Choctaw-1676

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,  
Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Charles W. Walters for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

James D. Doby  
Chairman.

Registered.

Enc. I.B.S. 4

IN RE

Application for Enrollment of

INFANT CHILD

Buckner Walters

as a citizen of the

CHOCTAW. Nation.

Approved,



Commissioner

FILED

MAY 26 1900

COMMISSION TO FIVE 1900

100  
1676

## Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
 of Buckner Walters, born on the 28 day of April, 1900  
 Name of Father: Charles M. Walters, a citizen of the Choctaw Nation.  
 Name of Mother: Sibelle Walters, a citizen of the Choctaw Nation.  
 Postoffice, Grant

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY.

Ceytral District.

I, Sibelle Walters, on oath state that I am Twenty  
 years of age and a citizen, by Blood, of the Choctaw Nation;  
 that I am the lawful wife of Charles M. Walters, who is a citizen, by  
Marriage, of the Choctaw Nation; that a Male child was  
 born to me on the 28<sup>th</sup> day of April, 1900; that said child has been  
 named Buckner Walters, and is now living.

WITNESSES TO MARK

(Must be Two)

(Witnesses)

Sallie Norris  
J. P. Brooks

Subscribed and sworn to before me this 23 day of May, 1900  
Wm Beachler

NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY.

Ceytral District.

I, J. D. Abels, a Practising Physician on oath state that I  
 attended on Mrs. Sibelle Walters wife of Charles M. Walters  
 on the 28<sup>th</sup> day of April, 1900; that there was born to her on  
 said date a Male child; that said child is now living and is said to have been  
 named Buckner Walters.

WITNESSES TO MARK

(Must be Two)

(Witnesses)

J. D. Abels

Subscribed and sworn to before me this 21<sup>st</sup> day of May, 1900  
Wm Beachler

NOTARY PUBLIC

Choctaw 1676

Muskogee, Indian Territory, January 17, 1903.

Charles W. Walter,

Andover, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of December 30, in which you ask if the annullment of the court decrees rendered by the citizenship court at South McAlester makes all the land held by such claimants public domain, and if so you wish to be advised how to secure your allotments on such land.

In reply to your letter you are advised that lands upon which the so-called court claimants have improvements, not in excess of lawful allotments, will not be allotted to any citizen until their rights are finally determined.

Respectfully,

Commissioner in Charge.

Choctaw 1676

Muskogee, Indian Territory, September 24, 1902

Charles William Walters,

Ardmore, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of September 20, in which you ask for a certificate of your enrollment in order that you may be allowed to vote at the coming election.

In reply to your letter you are informed that the Commission cannot at this time issue certificates of enrollment, but it appears from our records that you have been listed for enrollment as an intermarried citizen of the Choctaw Nation, having been married to Isabel John, a full blood Choctaw woman whose name appears on the 1896 Choctaw Census Roll, Number 2,000, Kiamitia County.

Respectfully,

Acting Chairman.

1679 Henry Williams

Choc

1678 Charles H. Gooding et al

Choc

Record transferred to Choctaw card #1479

1677 Thomas Patterson

Choc

Duplicate of Thomas Patterson on Choctaw card #1560

EMPTY



1680

Emily Williams

Choc

IN RE  
THE DEATH OF

Emily Williams

a citizen of the

Choctaw

Nation.

Approved

1902

C. A. Beckwith

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE CHIEF OF BUREAU OF LANDS

FILED

APR 2 1902

ACTING CHIEF

1050

## DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Emily Williams  
a citizen of the blood Nation, who formerly resided at or near  
Nelson, Ind. Ter., and died on the 6th day of February,  
1902

### AFFIDAVIT OF RELATIVE

UNITED STATES OF AMERICA, )  

INDIAN TERRITORY.

INDIAN  
Northern

District.

1. Henry Williams, on oath state that I am 30  
years of age and a citizen, by blood, of the Choctaw Nation,  
that my post office address is Nelson, Ind. Ter.; that I am  
son of Emily Williams,  
(State relationship as the father, mother, brother, sister, etc.)  
who was a citizen, by blood, of the Choctaw Nation;  
and that said Emily Williams died on the 6th day of  
February, 1902.  
Henry Williams

WITNESSES TO ARM

( Must be Two  
Witnesses.

*Subscribed and sworn to before me this*

12th day of April

1911

James T. Chittwood  
Notary Public

Notary Public.

**AFFIDAVIT OF ACQUAINTANCE.**

UNITED STATES OF AMERICA.)

INDIAN TERRITORY

North

District.

I, Lizzie Smallwood, on oath state that I am 23  
years of age, and a citizen, by blood, of the Choctaw Nation;  
that my post office address is Nelson Ind. Ter.;  
(Here insert name of post office.)  
that I was personally acquainted with Emmily Williams  
(Here insert name of deceased.)  
who was a citizen, by blood, of the Choctaw Nation;  
and that said Emmily Williams died on the 6th day of  
(Here insert name of deceased.)  
February, 1902. Lizzie Smallwood.

WITNESSES TO MARR

(Mont. In. Twp.)  
Williams.

*Subscribed and sworn to before me this*

1st day of April

22

Karen Mitchellwood  
Notary Public

Notary Public.

1683	Watkin Underwood	et al	Choc
1682	Solomon Luce		Choc
1681	Williams Roebuck	et al	Choc

EMPTY

1684

Edmond wesley et al

Choc

Choctaw

20

IN RE

Application for Enrollment of

INFANT CHILD

*Edith Wesley*

as a citizen of the

*Choctaw*

Nation.

Approved

JAN 16 1901

1900

*C. H. [Signature]*

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

JAN 16 1901

*[Signature]*

ACTING CHAIRMAN

Choctaw

1684.

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of Edith Wesley, born on the 20<sup>th</sup> day of August, 1900.  
Name of Father: Edmund Wesley, a citizen of the Choctaw Nation.  
Name of Mother: Rhoda Wesley, a citizen of the Choctaw Nation.  
Post-office, Antlers, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.

Central INDIAN TERRITORY

District.

I, Rhoda Wesley, on oath state that I am 29 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of Edmund Wesley, who is a citizen, by blood, of the Choctaw Nation; that a female child was born to me on the 20<sup>th</sup> day of August, 1900; that said child has been named Edith Wesley, and is now living.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Ernest Easton  
W. J. Glenn

Rhoda X Wesley  
mark

Subscribed and sworn to before me this 13<sup>th</sup> day of Dec 1900.

John Cooke  
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA.

INDIAN TERRITORY

District.

I, Mulcia Nelson, a Mid Wife, on oath state that I attended on Mrs. Rhoda Wesley, wife of Edmund Wesley, on the 20<sup>th</sup> day of August, 1900; that there was born to her on said date a female child; that said child is now living and is said to have been named Edith Wesley.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Ernest Easton  
W. J. Glenn

Mulcia X Nelson  
mark

Subscribed and sworn to before me this 13<sup>th</sup> day of Dec 1900.

John Cooke  
NOTARY PUBLIC

INDEXED

20

*IN RE*

Application for Enrollment of

INFANT CHILD

*Thompson Wesley*

as a citizen of

*Cherokee*

Nation.

1902

190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES

**FILED**

JAN 3 1902

AGENCY CHAIRMAN

1684



## DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the *Cherokee* Nation,  
 of *Thompson Hestey*, born on the *2<sup>nd</sup>* day of *December*, 1901  
 (Type a set name of child)  
 Name of Father: *Edmund Hestey*, a citizen of the *Cherokee* Nation.  
 Name of Mother: *Rhoda Hestey*, a citizen of the *Cherokee* Nation.  
 Post-office: *Wintlaw Ind. Ter.*

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

*Central*

District.

I, *Rhoda Hestey*, on oath state that I am *White*  
 years of age and a citizen, by *blood*, of the *Cherokee* Nation;  
 that I am the lawful wife of *Edmund Hestey*, who is a citizen, by  
*blood*, of the *Cherokee* Nation, that a *male* child was  
 (male or female)  
 born to me on the *2<sup>nd</sup>* day of *December*, 1901; that said child has been  
 named *Thompson Hestey*, and is now living.

WITNESSES TO MARK

(Must be Two)

Witnesses

*Stephen Nelson*  
*John Levesie*

*Rhoda Hestey*  
 mark

Subscribed and sworn to before me this *31<sup>st</sup>* day of *December*, 1901.

*John Levesie*  
 NOTARY PUBLIC

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

*Central*

District.

I, *Marjorie Nelson*, a *midwife*, on oath state that I  
 attended on Mrs. *Edmund Hestey*, wife of *Edmund Hestey*,  
 on the *2<sup>nd</sup>* day of *December*, 1901; that there was born to her on  
 said date a *male* child; that said child is now living and is said to have been  
 (male or female)  
 named *Thompson Hestey*.

WITNESSES TO MARK

(Must be Two)

Witnesses

*Stephen Nelson*  
*John Levesie*

*Marjorie Nelson*  
 mark

Subscribed and sworn to before me this *31<sup>st</sup>* day of *December*, 1901.

*John Levesie*  
 NOTARY PUBLIC

Muskogee, Indian Territory, December 31, 1900.

Edmund Wesley,

Antlers, Indian Territory.

Dear Sir:

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Edith Wesley, the infant daughter of Edmund and Rhoda Wesley, born August 20th, 1900, and the same is returned to you herewith for the reason that the Notary Public taking the acknowledgements of the mother and nurse making affidavit to the birth of the child, has failed to affix his notarial seal.

Upon the return of the application with the omissions supplied, the matter will be given further consideration.

Yours truly,

Acting Chairman.

Enc h

7-1684

Muskogee, Indian Territory, January 16, 1901.

Edmund Wesley,

Antlers, Indian Territory.

Dear Sir:

The Commission is in receipt of the application for enrollment as a citizen of the Choctaw Nation of Edith Wesley, the infant daughter of Edmund and Rhoda Wesley, born August 20th, 1900, and the same being in proper form has been duly filed with the records of this Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Acting Chairman.

7-1684

Muskogee, Indian Territory, January 3, 1902.

Edmond Wesley,

Antlers, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment as a citizen of the Choctaw Nation of Thompson Wesley, the infant son of Edmond and Rhoda Wesley, born December 2, 1901, and the same being in proper form has been duly filed with the records of this office and the child listed for enrollment as a citizen of the Choctaw Nation.

Yours truly,

Commissioner in Charge.

7-1684

1685

John D. McKee et al

Choc

13

DEPARTMENT OF THE INTERIOR.,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----0-----

The record herein is in the matter of the application for  
enrollment as a citizen by intermarriage of  
the Choctaw Nation of

JOHN D. McKEE.

7-1685

Original  
Choc-pelinquent

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, I.T. December 4, 1902.

In the matter of the application for enrollment of Isaac Leflore  
as a citizen by blood of the Choctaw Nation.

John D. McKee being sworn as a witness, testified as follows:

Examination by the Commission:

- Q What is your name? A John D. McKee.  
Q What is your age? A Forty.  
Q What is your post office address? A Nelson.

(The name of Isaac LeFlore, age one year, is found upon the 1896 citizenship roll of the Choctaw Nation at page 201 No.8095 Kiamitia County.)

- Q Did you ever know a boy of this description? A I have a child that is an orphan boy that I consider a half breed Choctaw by blood.  
Q How did he come in your possession? A His mother died when he was an infant and left him in our possession.  
Q How old is this child you refer to now? A Thirteen.  
Q Who was its mother? A Tinnie Smallwood.  
Q Was he a resident of Kiamitia County? A Yes sir.  
Q By what name did you register this child? A Isaac McKee.  
Q Did you ever know any other person bearing the description given above? A No sir.  
Q This child which was enrolled with your family as Isaac McKee is now living? A Yes sir.  
Q Did you and your wife adopt him in a legal way? A No sir.  
Q Just simply been raised by you? A Yes sir.  
Q Was his mother a recognized citizen of the Choctaw Nation?  
A Yes sir.  
Q Whose daughter was she? A Mary Homma.

Excused and Green Walker called and sworn:

- Q What is your name? A Green Walker.  
Q What is your age? A About 56 or 57.  
Q What County in the Choctaw Nation do you belong to? A Kiamitia.  
I was born and raised near Kiamitia County.

(The name of Isaac LeFlore, one year of age, is found upon the 1896 citizenship roll of the Choctaw Nation at page 201 #8095)

- Q Did you ever know such a child? A Yes sir.  
Q Is the child now living? A Yes sir.  
Q What is its present name? A They call it Buster; I call it  
Q Did you say that you named the child? A Yes sir.  
Q What name did you give it? A Isaac is all I gave it. Leflore.

2-- Isaac LeFlore

Q Who was the father of the child? A LeFlore; he is living in Kiamitia County now.

Q What is his post office address? A Nelson.

Q Was this child any kin of yours? A Yes sir.

Q What relation is he to you? A It is the child of my niece.

Q What is the mother's name? A Tinnie Smallwood.; she married Martin Smallwood.

Q She is now dead? A Yes sir.

Q How long has she been dead? A I don't know exactly; 10 or 12 years.

Q With whom is this child living today? A David McKee.

Q Did you ever know another child of this name in Kiamitia County?

A No sir.

Q Do you believe that the Isaac LeFlore mentioned to you as being on the 1896 citizenship roll and the Isaac McKee living with David McKee are one and the same person? A Yes, the same person.

Henry G. Hains being sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above case December 4, 1902, and that this is a full, true and correct transcript of his stenographic notes in same.

*Henry G. Hains*

Subscribed and sworn to before me this 10 day of December, 1902.

Notary Public.



Department of the Interior.  
Commission to the Five Civilized Tribes.  
Antlers, Indian Territory, December 2nd, 1902.

Choctaw 1685.  
Intermarried.

In the matter of the application of John T. Cohee for enrollment as an intermarried citizen of the Choctaw Nation.

John T. Cohee, having been first duly sworn, upon his oath testifies as follows:

Examination by the Commission:

- Q What is your name? A John T. Cohee.  
Q How old are you? A Forty.  
Q What is your post office address? A Nelson, Indian Territory.  
Q How long have you been a resident of the Choctaw Nation? A Twenty two years.  
Q Have you lived here continuously for the past twenty two years?  
A Yes sir.  
Q Have you lived anywhere else during that time? A No sir.  
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.  
Q What is the name of your Choctaw wife through whom you claim these rights? A Mary Smallwood.  
Q Is she a recognized and enrolled citizen of the Choctaw Nation?  
A Yes sir.  
Q Have her rights ever been disputed? A No sir.  
Q When were you married to Mary Smallwood? A In 1886.  
Q Where was the marriage ceremony performed? A In Miami County.  
Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A Yes sir.  
Q Were you married in accordance with the Choctaw tribal law? A Yes sir.  
Q Did you obtain a marriage license? A Yes sir.  
Q From whom did you get that license? A George Cakes, clerk of Miami County.  
Q How much did you pay for that license? A Ten dollars.  
Q Did you pay for the license in scrip? A No sir, cash.  
Q Who performed the marriage ceremony? A A man by name of Edwards ---Parson Edwards.  
Q Were you ever married before your marriage to Mary Smallwood?  
A No sir.  
Q Was she ever married before her marriage to you? A No sir.  
Q Since that marriage in 1886 have you lived together continuously as husband and wife up to the present time? A Yes sir.  
Q There has been no separation, abandonment or divorce? A No sir.  
Q Are you at present living together as bona fide residents of the Choctaw Nation? A Yes sir.

---000---

Harry C. Risten, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 2nd day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

Subscribed and sworn to before me this 27th day of January 1903.

*Harry C. Risten*  
*Charles H. Sawyer*  
Notary Public.

# MARRIAGE LICENSE.

To all whom these presents shall come, greeting know ye that I, in  
 pursuance of an application of *David McNe*  
 a citizen of the United States for a license to marry *Mrs Mary*  
*Smallwood*, a citizen of the Choctaw Nation the  
 same being in due form and satisfying the legal requirements of the laws of  
 said Nation in reference to inter-marriage with non-citizens and in  
 compliance of the authority vested in me, to have and to give forth the  
 above named marriage to be followed by the ceremony of

Witness my hand and official seal this *Nov 21* 1886

A.D. 1886

*George H. Baker*  
 Clerk of 3 District

CERTIFICATE OF MARRIAGE OF DAVID MCNE AND MRS MARY SMALLWOOD

This is to certify that I in accordance with the laws and author-  
 ized by the *David McNe* and  
*Mrs Mary Smallwood* the said couple have been  
 at the Court on the 21<sup>st</sup> day of November  
 1886  
 at *Demasville, Mo.*  
 in the County of *Decatur* 231  
 this 16<sup>th</sup> day of December 1886  
*G. H. Baker, Clerk*

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

**FILED**

NOV 10 1883



CHAIRMAN

U. S. of America  
Indian Territory  
Central District

I John D. Mc Kee on oath state that I am the identical person who under the name of David Mc Kee was married to Mary Smallwood a citizen by birth of the Choctaw Nation at Hamka Co. on the 27th day of November 1861, and who registered before the Commission to the then Civilized Tribes at Gulten, D. T. December 20, 1902, as John D. Mc Kee.

I further state on oath that my right name is John D. Mc Kee but I have always been called by and answered to the name of "David" or David, which is in fact part of my Christian name; that when I married, I naturally and without thought gave the name I had always been called (David) that when I appeared before the Commission at Gulten, D. T. having since my marriage had some business experience rendering it necessary for my full name to be used signing documents I just as naturally gave my full name.

John D. McKee

Subscribed and sworn to before me this 27th day of October 1903.

E. A. Brown

My Commission Expires May 5, 1906

N. P. Central Dist. D. T.

2-10-04  
2600

2-10-04

COMMISSIONER OF THE INDIAN BUREAU,  
WASHINGTON, D. C.


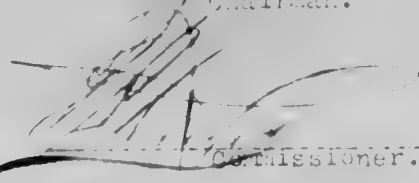

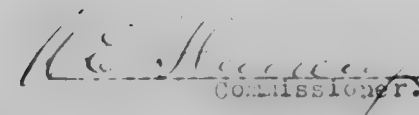
In the matter of the application for the enrollment of John  
... as a citizen by intermarriage of the Choctaw Nation.

- ORIGINAL -

It appears from the record herein that John ... on  
November 22, 1881, was married in accordance with the laws, customs  
and usages of the Choctaw Nation to Mrs. A. C. Lee, nee Halliwell, a  
resident and enrolled citizen of said Nation, whose  
name appears as No. 4737 upon the list prepared by this Commission,  
under the act of Congress approved July 1, 1902 (32 Stat., 411), of  
persons entitled to enrollment as citizens by blood of the Choctaw  
Nation and approved by the Secretary of the Interior on December 12,  
1902: that at the time of said marriage the above named John ...  
and Mrs. A. C. Lee, nee Halliwell, were residents in good faith of the  
Choctaw Nation, and that they lived together continuously in said  
Nation as husband and wife from the date of said marriage to and  
including September 15, 1902.

It is, therefore, the opinion of this Commission that John  
... should be enrolled as a citizen by intermarriage of the  
Choctaw Nation, in accordance with the provisions of the acts of Con-  
gress approved June 22, 1898 (30 Stat., 415) and July 1, 1902 (32  
Stat., 411), and it is so ordered.

COMMISSIONER OF THE INDIAN BUREAU,

  
Chairman.  
  
Commissioner.  
  
Commissioner.  
  
Commissioner.

Muskogee, Indian Territory,

JAN 8 1904

7-1685

Muskogee, Indian Territory, January 8, 1904.

John D. McKee,

Nelson, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered January 8, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*[Signature]*

*T. D. McSwain*

Commissioner in Charge.

Registered.

Enc. 7-1685

7-1685

Muskogee, Indian Territory, January 8, 1904.

E. A. Brown,

Nelson, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, under date of January 8, 1904, rendered a decision granting the application of John D. McKee for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said John D. McKee as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Commissioner in Charge.

Registered.

Enc. 7-1685

7-1685

McAlester, Indian Territory, January 8, 1904.

Menefield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,  
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered January 8, 1904, granting the application of John D. McKee for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling said John D. McKee as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

*[Signature]*  
Commissioner in Charge.

Registered.

Enc. 7-1685



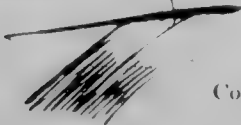
IN RE

Application for Enrollment of  
INFANT CHILD.

*John P. Decker*  
As a citizen of the

*United States* Nation.

Approved *July 15* 1899.



Commissioner.

COMM.

FILED

*Jul 15 1899*



Commissioner.

1605

# Department of the Interior.

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,  
of John D. McNeel, born on the 25<sup>th</sup> day of November, 1898  
Name of father: J. D. McNeel, a citizen of the Choctaw Nation.  
Name of mother: Mary St. McNeel, a citizen of the Choctaw Nation.  
Post Office: Nelson Ind. Terr.

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Central District.

I, Mary St. McNeel, on oath, state that I am 32 years of age and a  
citizen, by birth, of the Choctaw Nation; that I am the  
lawful wife of J. D. McNeel who is a citizen, by marriage, of the  
Choctaw Nation; that a child was born to me on the 25<sup>th</sup> day  
of November, 1898; that said child has been named John D. McNeel,  
and is now living.

Subscribed and sworn to before me this

11<sup>th</sup> day of May, 1899  
E. C. Brown

Notary Public.

### AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,

Central District.

I, Siney Harrison, a midwife, on oath, state that I  
attended on Mrs. Mary St. McNeel, wife of J. D. McNeel  
on the 25<sup>th</sup> day of November, 1898; that there was born to her on said date a male child;  
that said child is now living and is said to have been named John D. McNeel.

Subscribed and sworn to before me this

11<sup>th</sup> day of May, 1899  
E. C. Brown

Notary Public.

Muskogee, Indian Territory, March 19, 1903.

John D. McKee,

Nelson, Indian Territory.

Dear Sir:

It appears from the records in the possession of the Commission that you are an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation, and that you claim said right by reason of your marriage in 1886 to Mary Smallwood, a recognized and enrolled citizen by blood of the Choctaw Nation.

The marriage license and certificate filed in support of your application show that David McKee, on November 27, 1886, was married to Mary Smallwood, while it appears from your testimony before the Commission at Antlers, Indian Territory, December 20, 1902, that your name is John D. McKee.

It will be necessary for you to furnish the Commission with a sworn statement explaining the discrepancy between your testimony and the marriage license and certificate before anything further can be done in the matter of your application for enrollment.

Please give this matter your prompt attention.

Yours truly,

Chairman.

Choctaw 1685

Muskogee, Indian Territory, April 4, 1903.

E. A. Brown,

Welson, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of March 27, inclosing affidavit of John D. McKee, relative to his full name, which is offered in support of his application for enrollment as an intermarried citizen of the Choctaw Nation, and the same has been filed with the record in this case.

Respectfully,

Commissioner in Charge.

Choctaw 1685.

Wushooee, Indian Territory, October 19, 1905.

John D. McKen,

Holson, Indian Territory.

Sir:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, there is on file with the records of the Commission in your case what you evidently supposed to be your sworn statement in regard to your being the same person as David Hokee, who was married to Mary Unalwood on November 27, 1886. The said statement is herewith returned to you, as the notary public before whom you swore to the same neglected to sign his name thereto, although he stamped his official seal thereon.

Before further consideration can be given your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it will be necessary for you to properly execute the enclosed affidavit before a notary public and to sign to it that he affixes his notarial seal and also his signature thereon.

This matter should receive your immediate attention, and the said affidavit should be forwarded to the Commission as soon as possible.

Respectfully,

Commissioner in Charge.

Enc. JYM-1.

7-1685

Muskogee, Indian Territory, November 3, 1903.

John D. McKey,

Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of October 27, enclosing your affidavit in the matter of your application for enrollment as an intermarried citizen of the Choctaw Nation, and the same has been filed with the record in this case.

Respectfully,

Chairman.

Chiclaw 1685

Albino, Indian Territory, January 9, 1904.

[illegible]

U.S.S.R. Indian Territory.

Dear Sir:

[illegible]

In reply to your letter you are advised that it appears from our records that allotments have been selected for you and your minor children, Mary L. Martin, George, Andrew J., Edna, and John D. McKee. You are also informed that a portion of the land which you desire to select in allotment has already been allotted by some other person, you will be permitted to institute contest proceedings therefor, upon your personal appearance at the land office for the nation in which the land is located. No charge is made

J D Mc K 2

for entering contest proceedings.

You are further advised that on January 8, 1904, the Commission rendered its decision enrolling you as an intermarried citizen of the Choctaw Nation, notice of which was forwarded you on that date, and you were advised that if no protest was filed by the attorneys for the Choctaw and Chickasaw Nations, within fifteen days from that date, your name would be placed upon a schedule of intermarried citizens of the Choctaw Nation prepared for forwarding to the Secretary of the Interior.

Respectfully,

Commissioner in Charge.



7-1685.

Muskogee, Indian Territory, April 26, 1905.

John D. McKee,

Nelson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Mary A. McKee and Narcissa Smallwood, to the birth of Willie D. McKee, child of John D. and Mary A. McKee, October 9, 1904, and the same have been filed with our records as an application for enrollment of said child.

Respectfully,

Chairman.

END  
OF  
ROLL

